

WEDNESDAY

REGULAR MEETING

7:00 P.M.

APRIL 6, 2011

This Regular Meeting of Council was called to order on the above-stated date at the above-stated time after the Pledge of Allegiance and a Moment of Silence by President of Council Michael Cherepko with the following Members of Council present:

**RC-1 PRESENT: LORETTA DIGGS, DARRYL SEGINA,
DALE McCALL, RICHARD
DELLAPENNA, ALFRED TEDESCO, JR. ,
MICHAEL CHEREPKO, FAWN WALKER**

Lay Minister Gladys Hunt Mason of the Anglican Community Network in McKeesport led the prayer.

Also present were Mayor Regis McLaughlin, City Administrator Dennis Pittman and members of the Administration.

APPROVAL OF MINUTES:

**MOTION: Ms. Diggs moved, seconded by Mr. Dellapenna,
"To approve the minutes for the Regular
Meeting of Council on March 2, 2011."**

**RC-2 YEAS: DIGGS, SEGINA, McCALL, DELLAPENNA,
TEDESCO, CHEREPKO, WALKER 7**

NAYS: NONE..... 0

COMMUNICATIONS:

- Received a letter from Joseph Olczak, Director, County of Allegheny, Department of Public Works, RE: Mansfield

Memorial Bridge Rehabilitation Project, City of McKeesport
Ownership and Cost Responsibilities.

- Received a copy of a letter sent by Dennis Pittman to Daniel Cessna, PennDot District 11, RE: Funding Change Request, West 5th Avenue Reconstruction and 5th Avenue Streetscape.
- Received a letter from Matthew A. Groll, Executive Director of the Allegheny Foundation, to Mr. Pittman, informing the City that the Trustees of the Allegheny Foundation have approved a new grant in the amount of \$100,000 to the City of McKeesport for blight eradication project.
- Received a letter from Mark Depretis, Regional Director, Government and Regulatory Affairs, Comcast, RE: Important Information – Price Changes.
- Received an invitation from the Pennsylvania League of Cities and Municipalities to their Southwest Spring District Meeting which is going to be held on Thursday, April 28, at the Edgeworth Club. Ms. Williams said anyone who would like to go should contact her. She said there is no charge for the dinner.
- Received a copy of a letter sent by Dennis Pittman to Noreen Fredrick, Executive Director of Mon Yough Community Services, RE: Parking Lot Lease (Location – 500 Walnut Street).
- Received a letter from Terri Salitros of the Downtown McKeesport Business District Authority. Ms. Williams said she is enclosing a copy of the resignation of Chris Odasso from the Authority along with her resignation as the Board Secretary.
- Received a memorandum from Mayor McLaughlin, RE: Restoration of Spring Street.

- Received a copy of a letter sent by Dennis Pittman to William Lickert, Jr. and Carl Bailey, Teamsters 205, RE: City Recycling Program.
- Received a copy of a letter sent by Mayor McLaughlin to Stephen Bland of the Port Authority of Allegheny County, RE: Port Authority.
- Received a copy of a letter that was sent by Colleen Elms, Office of the County Executive Dan Onorato, in reference to the Port Authority cut.
- Received the McKeesport Weed and Seed Initiative Activity Report for the month of February 2011.
- Received the McKeesport Weed and Seed Initiative Intervention, Prevention and Treatment Report for 2002 to 2011.
- Received a letter from David Donohoe, Executive Director of the Allegheny Regional Asset District, notifying the City that the Allegheny Regional Asset District Board approved the 2011-2015 Long Term Plan for the City of McKeesport's Renzie Park at the Board meeting held on March 29.
- Received an email from John Tolbert of HUD commending the City because it has expended 100% of the CDBG RARRA Fund and he added job well done.
- Received notification on a Freon Appliance Program for Allegheny County Residents Update. Ms. Williams said there is a schedule attached as to when they will pick up appliances free of charge.
- Received an invitation from the Pennsylvania League of Cities and Municipalities in regard to their Annual Convention.
- Received an email from City Controller Raymond Malinchak, RE: Controller Mayor Salary Computation.

- Received a letter from Gary Matta, Esq. of the firm Dodaro, Matta and Cambest, RE: Application for Exemption of Real Estate Taxation for 525 13th Street, McKeesport, PA.
- Received a copy of a letter sent to Mayor Regis McLaughlin from Richard Hudock, President of Derry Construction Company, RE: Allegheny County, S.R. 148, Section A09. Ms. Williams read the letter which said that Derry Construction Co., Inc. has contracted with PennDOT to reconstruct a portion of State Route 148 in Allegheny County with the project limits being in the Boroughs of White Oak and East McKeesport and North Versailles Township. She said the project will consist of milling and resurfacing the pavement and replacement of a concrete slab structure, guide rail, drainage, traffic signals, signing and other miscellaneous construction. She said the project limits are from Hartman Street at Seg. 120, offset 90 to the intersection of Lincoln Highway at Seg. 160, offset 1127. She said construction will start on Monday, April 18, weather permitting and work hours are planned for 8:00 p.m. to 6:00 a.m., Monday through Friday with overtime work as required. She said the project should be completed by December 1, 2011, with traffic being restricted to one lane in each direction during the progression of this work. She said the appropriate personnel should be advised of the schedule and lane restrictions as noted and that the City's patience and cooperation during this work is appreciated.
 - Mayor McLaughlin said he is just letting everyone know up front before they read it in the paper that the construction will be occurring and there may be a lot of traffic backups in that area during that time. He said that way people can divert around that area.

MAYOR'S REPORT:

- Police Chief Bryan Washowich said good evening everyone. He said the calls for service in March totaled 1,949. He said that is an increase of 390 calls from last month. He said they made 179 arrests in March which is 50 more than the month before. He said the Department issued 207 traffic citations and 18 orange tags and one of those vehicles was towed. He said they issued one handicap parking sign in front of a residence. He said they issued 653 parking tickets. He said these were some of their activities concerning training in the Department for late February and March. He said on February 13, the Department sent seven officers to be trained and certified in criminal interdiction and highway indicators. He said that has to do with drug trafficking. He said on March 4, they had nine officers trained and certified in specialty impact munitions, which is a less lethal means of execution of an arrest. He said they use a bean bag that is deployed from a 12-gauge shotgun. He said if the officers are in a situation where lethal force could be used, possibly someone yielding a knife, and they are within that 21-foot range, it would allow law enforcement to use lethal force but with a less lethal means of force that they have been trained to use. He said they have been personally involved in those situations before so they were excited about that. He said on March 10, they had 13 officers attend a training seminar concerning Safe Police Intervention in domestic violence incidences and domestic violence protocols. He said that was hosted by the District Attorney Stephen Zappala. He said on March 21, they attended a seminar and joined the Greater Pittsburgh Gang Working Group, which is a collaborative effort with the City of Pittsburgh Police Department. He said they are joining all police departments and sharing intelligence information concerning crime or crime trends and gangs. He said that was very positive. He said that is all he has to report unless someone has a question.

- Mr. McCall said since the weather is starting to break, are they going to get the beat patrols out on the street.
- Chief Washowich said he does not have an allotment for beat patrols. He said his scheduled patrol division is at maximum capacity right now with the manpower he has due to the collective bargaining agreement. He said he does not have any additional manpower at this particular time for beat patrols. He said they will re-evaluate some of their patrol sectors and there is a strong possibility that they will be deploying beat patrol officers during certain times of the day.
- Mr. McCall said they have the Police Trailer and it is actually supposed to be a mobile substation. He said he was wondering if it is possible to get it stationed up in Grandview as a central location ... actually it is pretty central from there to get to a lot of areas. He said there is a piece of property sitting up there right next to the Home up there that could be utilized where police could actually come in and out of there during the evening hours.
- Chief Washowich said absolutely. He said he would definitely consider that.
- Mr. McCall said thank you.
- Mr. Tedesco said how many men is the Chief down.
- Chief Washowich said they are down four full time officers.
- Mr. Segina said were they retired.
- Chief Washowich said yes.
- Mr. Segina said on the Agenda tonight is the Resolution for the adoption of the Ferree Kennels as the Animal Control Officer. He said rather than have the Chief come

up again to the podium to repeat what he said last night ... Ferree is in full compliance with State regulations right now as they speak, correct. He said Ferree was also in compliance during the previous year of the contract.

- Chief Washowich said he believes so, yes.
- Mr. Segina said Ferree is now euthanizing these animals as per the requirements of the state.
- Chief Washowich said he is doing it as per contract and as per the requirements of State Law.
- Mr. Segina said has the Chief had any complaints during the past year.
- Chief Washowich said no sir, he has not.
- Mr. Segina said thank you.
- Mr. Malinchak said when the Chief said he is down four people, is that four budgeted people.
- Chief Washowich said yes sir.
- Ms. Walker said is the Police Department accredited.
- Chief Washowich said no they are not accredited. He said there are two or three departments in Allegheny County that are accredited. He said he did research that and one of their major holdups is simply because of their facilities. He said to be an accredited Police Department they have to have a certain exhaust from their jail cells. He said he has researched it and it has a lot to do with procedures but also a lot to do with the actual infrastructure of the Police Department. He said they would not qualify at this time.
- Fire Chief Kevin Lust said good evening. He said in the month of March they had a total of 61 calls. He said they had two structure fires, four life flights, four accidents with injuries

and four elevator entrapments. He said he wanted to comment on the fire on Evans Avenue. He said it displaced maybe six or eight people. He said the property itself is probably a total loss. He said he would like to give credit to the men for doing an excellent job up there of getting to it. He said it had lowered ceilings and used to be a bar. He said it actually had three ceilings. He said Chief Dellapenna will realize that once it gets in between ceilings they have a heck of a time tracing the fire. He said the guys took a beating up there but he does want to give the crew credit for an excellent job of putting out the fire with no extension to either side of the house or exposures. He said the final vent system, which is the exhaust system for the Number One and Number Two station, was completed this month as planned. He said that will complete the 2009 grant. He said they are in the final stage of the part-time firefighter testing. He said in March they gave the written and physical test and will give the oral test the third week of April. He said after that they will have a list of people they will be able to choose from. He said he will be back in May to ask them to see if they can get part-timers on the Department. He said right now he is down two part-timers and one full timer has been off for almost nine months. He said he has nothing else unless someone has a question. He said thank you.

- Public Works Director Nick Shermenti said he is a little disappointed about the letter that the Mayor just gave Patty to read. He said last year when they talked to the State, he thought Lysle Boulevard was also going to be included in that but it looks like they left McKeesport out. He said maybe they will do it next year. He said he and Dennis have been trying vigorously to get that section of Lysle Boulevard that is Route 148 redone. He said he actually thought that they were going to get it but maybe next year. He said this is the time of year when they are putting away the salt boxes and plows and cleaning up at the City garage. He said they overextended the budget on salt by 600 tons which is approximately \$32,000. He said one nice thing about it is that the bin is full

and they have 700 tons on hand right now and if there is an increase next year, they will start off with a surplus of about 700 tons. He said they are going to start hot patching in another week. He said the plants are opening up and they will let him buy at last year's rate until the TRCOG comes in with their Spring commodities and then they will go according to the bids that come in. He said the Parks Department is out there addressing the fields and getting ready for spring ball. He said some of the spring ball has already started but the weather has not been cooperating. He said Traffic has installed all of the parking meters. He said 33 of them are going back under warranty because they started to rust already. He said the company warrantied the housing so they are getting them replaced at no cost. He said they are removing all of the snow tires from the police cars and other vehicles. He said all the winter tires are coming off of the police cars and the summer tires are going on. He said that is about all he has to report.

- Mayor McLaughlin said on the fields, he has a partial girls' schedule for him that's complete.
- Mr. Shermenti said he appreciates that because last year they had a lack of communication and he did not want that to happen this year.
- Mayor McLaughlin said he and Dennis just had a meeting with a couple of the gentlemen.
- Mr. Shermenti said they need to know because he doesn't know when their games are and then they get pretty upset when they get there and the fields are not ready for them.
- Mr. Cherepko said he has one thing. He said he knows this time of year that potholes are a big thing. He said he knows Nick is just getting prepared to start taking care of that with the winter they had. He said obviously it is always tough to even get caught up on them. He

said he did get a call from the 1400 block of Pirl Street. He said he doesn't know if it so much a pothole but it is pretty much sunken in and is pretty extreme to the point where a lot of cars are going down there and bottoming out.

- Mr. Shermenti said he will take a look at it. He said he is out of cold patch and is not going to buy anymore because the winter months are over. He said they are going to start with the hot stuff soon. He said it will last a lot longer.
- Mayor McLaughlin said does that go down into Stewart Street.
- Mr. Cherepko said it is 1400 Pirl Street and it is right there. He said he doesn't know what they can do but he does know it is taking a toll on some of the automobiles, especially people who go through there on a daily basis.
- Community Development Director Bethany Bauer said good evening. She said she would like to report that the Mayor, the City Administrator and she met with Allegheny County officials regarding the progress of the flyover ramp and the progress of the Eat N' Park renovations. She said they are projecting that the flyover ramp will be done ahead of schedule. She said they are also developing drawings and working with architects from PennDOT regarding Eat N' Park and its flip and the curb cuts and such. She said also as the City Clerk read, the City expended all of their CDBG RARRA money which was their federal stimulus money. She said she thinks they were one of the first places to do so out of the Pittsburgh office which was nice. She said she also has a program that has been in existence but not very well utilized. She said it is the Homeless Prevention Rapid Rehousing Program. She said it is part of the stimulus funding as well. She said she knows that the gas and light companies have been sending out additional shut off notices since the weather has broken and the LIHEAP prices program ends April 15 if

they don't run out of money first. She said the HPRP program can help families who are either renters or homeowners who are delinquent on their utility bills or rent or security deposits. She said the person has to income qualify and initially with the 12 month program. She said some of the resources may be restricted as of July. She said the phone number is 1-877-350-HPRP. She said they do this in collaboration with the Housing Authority, Bridge to Recovery and the McKeesport Housing Corporation. She said it is necessary for her to inform the Council regarding the status of the Community Development program on the federal level. She said currently the federal government has not come to a 2011 budget. She said they have been passing what they are calling continuing resolutions. She said they are threatening that this last continuing resolution will end April 8 and the federal government will shut down so they will see if that happens. She said the importance of this is two pronged. She said it is being proposed that Community Development money be cut by 62%. She said the City gets about \$1.3 million. She said the program pays for a myriad of activities in the City including staff, debt, fire equipment, street pavers, part-time police and so on. She said it also pays the gentlemen that pave their streets. She said the 2011 City of McKeesport CDBG began March 1 of 2011 so essentially they are flying blind on what is going to happen. She said some are saying that the cut will be 10% or 15%, but no one knows. She said the City is currently incurring her staff costs since the fiscal year began and she thinks it is extremely important as the City goes forward because they don't know where it is going to land.

- Mr. Segina said is the City funded for 2011 but not 2012 or have they not gotten the money for 2011 itself.
- Ms. Bauer said initially they thought it was a 2012 issue. She said the Mayor, Dennis and she sat in on a telephone conference with Senator Casey and about 40 other communities and found out it is a 2011 problem.

- Mayor McLaughlin said they are already budgeted for it but they don't know where they are going.
- Mr. Segina said this is very critical because in essence it not only affects the CDBG and all the staff there and the projects that they have but it will affect the General Fund too.
- Ms. Bauer said absolutely.
- Mr. Segina said that will put them in very bad stead for the rest of the year.
- Ms. Bauer said absolutely.
- Mr. Segina said until they hear that figure, he guesses they will be on pins and needles.
- Ms. Bauer said she thinks they have actually already been on pins and needles.
- Mayor McLaughlin said it has been a rough week and a half.
- Mr. Segina said that is a shame because in a community like McKeesport who is on the brink of going down the drain and even declaring Act 47, this just greases the shoot that they will be going down. He said it is so critical for them. He said he guesses it is a sign of the times and who they put into that particular office of the federal government is critical. He said he hopes everyone recollects what is happening now because every phase of government affects them. He said the federal government is no different because it just trickles right down to them. He said it is sad to see because he will hate to see them find out in the middle of the year that they are not getting those funds.
- Ms. Bauer said in addition to that, she attended a conference in Pittsburgh regarding the State Department

of Community and Economic Development (DCED) programs and there were 112 programs from housing to economic development programs that have been cut to 56. She said they are changing how everything is going to be rated. She said that is also going to be a lot more competitive and the City uses a lot of those resources for vacant property and to build houses up on the reservoir. She said they have used those funds for demolition, to buy police and fire equipment. She said to say that things are tight all over is kind of an understatement.

- Mayor McLaughlin said he just heard on the news before he left today that Pittsburgh School District was told already to cut back 10% with layoffs and everything.
- Mr. Segina said it looks like if they only get a 10% cut they will be in good shape.
- Mayor McLaughlin said they would be in great shape if that happened.
- Mr. Segina said he wouldn't say great shape but they are in good shape.
- Mr. Malinchak said with respect to this potential reduction is it about 2%.
- Ms. Bauer said from what she has read and understands, and she has the ...
- Mr. Malinchak said what does that translate to in dollars.
- Ms. Bauer said the Pennsylvania League of Municipalities chronicles the story. She said they get about \$1.3 million so 10% is \$130,000.
- Mr. Malinchak said is it 10% or 2%.
- Ms. Bauer said 10% is \$130,000 and 2% is

- Mr. Malinchak said what is the projection, is it 10% or 2%.
- Mayor McLaughlin said it is 62%.
- Ms. Bauer said it is 62%.
- Mr. Malinchak said he missed a whole sentence.
- Mayor McLaughlin said it is two-thirds.
- Ms. Bauer said the Republicans are proposing 62.5% and the Democrats are proposing 7%.
- Mr. Malinchak said when would this happen if it does happen.
- Ms. Bauer said yesterday.
- Mr. Malinchak said have she and the Mayor had a chance to come up with a contingency plan or are things happening too fast.
- Mayor McLaughlin said that is maybe why the Council, the Mayor and Administration have to sit down and put their heads together to figure out a system so they know what they have to do.
- Mr. Malinchak said yes, if they are already behind schedule and He said he realizes that they don't make these calls and other people do.
- Mr. Segina said they struggle with \$1.3 million. He said at one time they got \$1.6 - \$1.8 million a year from HUD. He said they cried then. He said they are down to \$1.3 million and to have it cut after that there will be some more howling at the moon.
- Mr. Malinchak said this is not good and obviously like the Mayor said, the School District in Pittsburgh has been alerted to cut back on staff. He said is there any way

that if they have to cut back on staff, and he hopes they don't, to get them to pay for their unemployment because they are self-insured on unemployment.

- Ms. Bauer said she doesn't know.
- Mr. Malinchak said should they start considering starting to join that program again Mr. Pittman.
- Mr. Pittman said he can certainly run the numbers each way.
- Mr. Malinchak said thank you.
- Ms. Bauer said are there any other questions.
- Mr. Pittman said he would like to just add two pieces of information. He said he knows they had a very animated discussion yesterday evening about budgets but what Bethany just said is very accurate. He said he thinks everyone here needs to know that in that \$1.3 million is a payment of \$350,000 against the bond borrowing, against the \$33 million bond debt. He said that the \$350,000 would need to be paid first and is paid before they pay pensions. He said then pensions get paid before they pay anything else, including salaries and street lights. He said so they can begin to see that if two-thirds of that \$1.3 million went away, and they paid the bond payment, there is very little left. He said he thinks they need to sit down and discuss a contingency plan. He said they hope that does not occur. He said they are already into the fiscal year and spending money in hopes that they will be reimbursed.
- Mr. Segina said how can they sit down if they don't know how much of a cut it is going to be. He said if it is two percent that is nothing but if it is 62% then they have a major problem.
- Ms. Bauer said yes.

- Mr. Tedesco said they should plan for the worst and hope for the best.
- Ms. Bauer said the Mayor has sent letters out. She said everyone, from the feeling she has gotten from the Pittsburgh HUD office, is that everyone is nervous. She said also there is another debt that the program takes on and she doesn't know if the Mayor wants to expound on that or she can. She said in addition to the bond payment, the Community Development Block Grant pays approximately \$100,000 for the new fire truck and river rescue boat. She said they also pay the lease payments on the street paver for the Public Works Department.
- Mr. Malinchak said he thinks Bethany is the starting point. He said for the benefit of Council and the Mayor, they should determine what is the mandatory subset out of this money.
- Mr. Pittman said Bethany has that already.
- Mr. Malinchak said she has that figure, the mandatory amount. He said he doesn't want to put her on the spot.
- Ms. Bauer said that would go back
- Mr. Malinchak said they cannot get away from the commitments they have such as contractual commitments.
- Ms. Bauer said including the union, the staff.
- Mr. Malinchak said no, not the staff. He said he is talking about the bonds, the fire trucks and other things like that.
- Ms. Bauer said about a half a million dollars.
- Mr. Malinchak said so they need

- Mr. Pittman said they need between \$450,000 and \$500,000.
- Mr. Malinchak said so they are in trouble and would have to go to the General Fund in the order that they are committed.
- Mr. Pittman said that is correct.
- Mr. Segina said they might be the first community to get repossessed.
- Mr. Malinchak said that might not be so bad. He said how are Bethany's colleagues throughout the state handling this.
- Ms. Bauer said actually they met with Allegheny County regarding the flyover ramp and the Director, Mr. Davin, from the County while they were talking about other things, said that it is going to be rough. She said she is constantly checking with the Pittsburgh HUD office because they have some other issues at hand that they are going to address on Monday. She said she is always asking if they heard anything or how is it going. She said no one has heard anything.
- Mr. Malinchak said if what he hears is true, that over 60% is mandatory commitments that they have and they are going to cut them by this much. He said it looks like they don't have a chance, if they don't dip into the General Fund. He said is that correct Mr. Pittman.
- Mr. Segina said especially with the bond issue payments. He said he didn't realize until he read that CDBG budget, that the payment was in the CDBG budget.
- Ms. Bauer said they have been paying it for the past five or six years. She said CDBG also took on the debt for the Palisades and Marina at one time. She said that debt was just retired last March.

- Mr. Segina said how long is the bond issue for, five years.
- Ms. Bauer said it is for ten years.
- Mr. Pittman said there are five to go.
- Mr. Malinchak said what is the commitment, \$350,000 a year?
- Mayor McLaughlin said they will have to look for rabbits up their sleeve.
- Mr. Malinchak said they are going to have to reach higher than the sleeve.
- Ms. Bauer said she will also add that if the cuts are less, the debt that the Community Development program has taken upon itself because it is the Department of Housing and Urban Development, she doesn't think they are going to let her pay all the debt and not do anything else. She said she thinks they will have to ... the program and the debt would have to be restructured because she would need to continue some of their low and low-mod direct benefit activities.
- Mr. Malinchak said he could see them refinancing the debt but the lawyers of the people who own the money may have a different opinion.
- Mr. Segina said does the \$350,000 that they are paying, can that part of it be refinanced?
- Ms. Bauer said she does not believe so.
- Mayor McLaughlin said no. He said it is all part of the \$34 million that they initially financed.
- Mr. Malinchak said is the reason because of the five year call or for other reasons.

- Mr. Pittman said he begs his pardon.
- Mr. Malinchak said is the reason because of the five year recall or for other reasons.
- Mr. Pittman said no, it is for participation.
- Mr. Malinchak said for the way it was structured.
- Mr. Pittman said that is correct. He said he has one last thing. He said they kind of breezed through a piece of correspondence that Patty read and Bethany alluded to it. He said maybe it is a function of humility but he thinks the City should be extraordinarily proud that the Community Development Director was the number one participant in the stimulus money at getting the money, reading the regulations, getting it in contract and getting it spent. He said that is what that letter said. He said that is great.
- Ms. Bauer said thank you very much.
- Mr. Malinchak said Bethany thank you very much for a heads up and she has a very difficult future.
- Ms. Bauer said they all do.
- Mr. Malinchak said he can understand why the Mayor wanted her to give the report, he is learning fast.
- Weed and Seed Director Sherry Ward said she has some more bad news. She said the Weed and Seed has been eliminated from the Governor's Budget. She said the contract with the State is through June 30 but they are agreeing to let them extend it until September 30 to make sure they can spend all the money.
 - Mayor McLaughlin said did they send letters out. He said they did not get any response to the letter they sent.

- Ms. Ward said as it stands right now the Director and the Assistant Director jobs have been eliminated. She said she is going to Harrisburg in May and is meeting with the Advisory Board. She said they are working on Stimulus money as it is.
- Mayor McLaughlin said keep up the good work and bring some back.
- Ms. Ward said she hopes so. She said she wanted to give them a mini final report. She said they started in May 19, 2001 until June 30, 2011. She said Weed and Seed has brought in \$2,680,919.00. She said they have received \$90,000 in SHIP money. She said they do have some people here that are going to tell their accomplishments from over the past few years with the money they have received from Weed and Seed through the Revitalization and Intervention Prevention and Crime Task Forces and Weeding Effort. She said she knows that they want to speak and have done a great job. She said she has only been a facilitator for the program to get them together to make this happen.
- Mayor McLaughlin said did they sign in to speak.
- Ms. Ward said yes they did.
- Ms. Bauer said Sherry and her dedicated volunteers from Bridge to Recovery have been with them for quite a long time and have really done a nice job for the City and the community. She said they represented the City well. She said however back to her issue of the Community Development Block Grant Funding being eliminated to this program by Governor Corbett's budget, that impacts not only Sherry and the staff but it also impacts the Police Department for part of an officer's salary and also for the saturation patrols which were publicly quite effective. She said fortunately that will go through June 30 of this year but will then be eliminated.

- Mr. Segina said that goes to the Police vehicles too.
- Ms. Bauer said that is a different funding source. She said it was a JAG award through Allegheny County as the lead based on their UCR.
- Mr. Segina said is that money still available for Police vehicles.
- Ms. Bauer said yes. She said in fact B.J., the Mayor, Dennis and she were looking at that the other day because there were a couple of pots of money that the Chief will be exhausting because they will be coming to the end of their lifespan contractually. She said they don't know if programs like that will continue with this Governor's proposed budget. She said he likes police officers so that may help.
- Mayor McLaughlin said he wanted to say that they should thank the ARAD Board for extending their RAD money at \$695,000 plus for the next five years not that it will last another five more years. He said that is one plus. He said he is tired of getting anonymous letters in the mail. He said he is sure all of Council is as well. He said all of Council and the Department heads and the Administration are getting blamed for things. He said if someone wants to send an anonymous letter and have the guts to send the letter, have the guts to sign the letter and come forward and tell us where this is all coming from. He said don't pick on different people. He said no one is sitting up here or out there that is stealing any money or trying to hide any money. He said he thinks this is getting to be ridiculous and it is every day of the week. He said that is all he has to say. He said doesn't Mike have a proclamation to give to the young lady. He asked Ms. Williams to read the Resolution.
- Ms. Williams read the following:

A Resolution in support of McKeesport Family Center and their participation in the Commonwealth of Pennsylvania Appropriations for Family Centers Statewide.

Whereas, the Allegheny Intermediate Unit McKeesport Family Center located at 339 Fifth Avenue, McKeesport, PA, services youth ages 0 to 12, and

Whereas, these children represent over 100 families from the City of McKeesport and surrounding Monongahela Valley communities, and

Whereas, these children receive a potpourri of services from prenatal counseling, healthy pregnancies to developmental screening, ages/stages and the coordination necessary to assure their enrollment in healthcare services from CHIP, Medicaid, etc. where eligible, and

Whereas, these services have attained results by identifying youth that exhibited developmental delays, enrolled these children in early intervention programs, and have documented achievement for kindergarten readiness to allow developmentally challenged children to begin school on time with the necessary supports in place.

Now, therefore, be it resolved by the City of McKeesport in Council assembled and it is hereby resolved by Authority of the same that the City of McKeesport and Council hereby request that the State of Pennsylvania and the State Legislative Assembly sustain full funding levels to the Allegheny Intermediate Unit's McKeesport's Family Center, thereby underwriting the funding necessary to maintain these services in the Governor's 2011-2012 Budget.

Signed by Michael Cherepko, President of Council.

- The resolution was received by Laura Bosnak Thompson of the McKeesport Family Center who thanked Council and the City.

- Mayor McLaughlin said that is all he has to report.

COUNCIL REPORTS:

- Mr. Tedesco said he would like to touch on the news that Bethany just gave them. He said it is certainly unfortunate for a City like McKeesport to get news like that where they have become reliant and maybe over reliant on grant money. He said it only highlights the fact that this Council and this Administration needs to look for more consistent revenue sources for the City. He said they all need to look for that together. He said he wants to send his hearts and prayers to the family of Officer Kuzak in Clairton. He said being a member of a Police Officer's family, and he is sure Fawn can attest to this too, it is your worst nightmare. He said he certainly knows what it feels like to have that fear. He said he thinks they should all keep him in their prayers. He said they should keep all of their police officers in their prayers. He said this shows them how tough it is out there. He said anything can happen at any given moment. He said on positive note, he received this email at his job at the County regarding this Allegheny County Camp Cadette program. He said what it is is a free program for any youth in Allegheny County between the ages of 12 and 14 who is in good physical condition. He said it is a mini-version of the police academy. He said he thinks it is a worthwhile thing for anyone who would want to send any child to get an experience to be trained and have that type of experience for them. He said there is a website here that they can visit. He said the deadline to apply is April 15. He said the website address is www.alleghenycountycampcadette.org or they can contact them at 412-473-1322. He said on a final note tailing off of the anonymous letter that the Mayor spoke of, a con was pulled on this Council last month and he did not know if they were aware of it. He said they had a gentleman sign in to speak who gave a fictitious name and a fictitious address. He said he knows the person who lives at the address he gave

and he is not that person. He said so it is his recommendation Mr. President to insure that this never happens again that they require photo identification before people sign in to stop this from ever happening again.

- Mr. Cherepko said that is something that they will definitely have to look at without a doubt.
- Mr. Tedesco said that is all he has.
- Ms. Walker said she also wanted to give her condolences to the family of the Clairton Police Officer that was fatally wounded. She said she wanted to kind of address the elephant in the room. She said she knows she said some things about Weed and Seed that she definitely stands by and she knows what she said and she will definitely say it again. She said she definitely believes in what she said. She said she is going to clarify it so it is not misunderstood what she said or people just think they know what she said. She said what she specifically said was that there are some things, still some things they needed to do specifically with children ranging from the ages of 12 to 18 who are involved in gangs. She said those are the kids who are actually shooting the kids, those are the kids that she wished they would target. She said she never said anything about the police because she thinks the police do excellent work in the weeding ... the weeding money that goes to the police is needed. She said she does feel there are issues with the seeding and does feel that there are issues with who gets the money and how the money is given, how much money is given and there are other programs in the City as well throughout Allegheny County that can give it. She said she wants to clarify that because she stands behind everything she said. She said she wanted to bring up the Steel Valley Authority that was in their packet. She said there are members that are members that are not attending and do they need to replace those members. She said does anyone know what she is talking about.

- Mayor McLaughlin said who is on that board.
- Ms. Walker said she doesn't remember the names but they were not attending the meetings and Patty made a note so they could know that.
- Mayor McLaughlin said he doesn't have a note so that he will have to look at it and get some names to see who wants to be on that board.
- Ms. Walker said it is in here so she will find it. She said she wants to put a name out for the Downtown Business Authority, Michelle Pitchford. She said she is a business owner in McKeesport for over ten years. She said she would like to put her name out there for that board.
- Mayor McLaughlin said her name is Pitchford.
- Ms. Walker said yes, Pitchford, she owns Michelle's House of Beauty.
- Mr. Dellapenna said he just wanted to add that they do have three vacancies on the Downtown Business Authority because Ron Angerman retired about two months ago. He said because Chris Odasso and the Secretary resigned, there are now three vacancies.
- Mr. Segina said they also lost a true friend to McKeesport, Bill Lickert, who passed away this past week. He said Bill was a tough man to oppose when they were looking to get grievances across the table as he had to on many occasions. He said he never knew a guy who had as big a vein in his neck when he got angry and his thumb would curl up. He said he was an imposing sight the first time he was across the table from him during a grievance but in his later years he became very benevolent. He said there is a scholarship program out there at the high school and established the Chuck Lickert Trail out there with his own money. He said he was also very generous toward the luncheons, the picnics and the Christmas parties for the Renzie Seniors. He said Bill Rest

in Peace. He said there was also a letter in the Communications regarding the Spring Street work. He said respectfully, he would like to meet with the Mayor, Mr. Pittman, Bethany and Senate Engineering so that they can go over all avenues to see what they can do to fix that street up so they can open it up again to traffic before any thoughts about vacating it. He said he has gotten so many calls about it and people have talked to him about how important it is to them. He said it has been closed for two years and he would just like to have that opportunity to present what he thinks can be done to repair that street and open it up again, if he doesn't mind.

- Mayor McLaughlin said they can do that.
- Mr. Segina said thank you very much. He said last week he had a concern about the sanitation contract and spoke at length about it. He said tonight he still has the same concerns about it except now he has the figures on it. He said it only hastens the concerns he has about that sanitation contract. He said with all due respect to Mr. Shermenti, who made an excellent presentation last night in determining why they have some extra tonnage in their sanitation contract, that is all well and good. He said the fact of the matter is though that they averaged with Allied Waste in the years 5, 6 and 7 an annual tonnage of 10,377 tons. He said during the time Nicholas Sanitation came on board they are now at 12,410 tons. He said that is a difference of 2,033 tons on average. He said that concerns him. He said that is a lot of garbage. He said if they figure it down to trucks and going out of the City, he thinks they figured it out to about 4-1/2 to 5 truckloads per week that go out of the City with garbage. He said if they look at it a different way, Allied Waste in the year 2008, the tonnage collected was 10,649 and the cost at the time was \$97.98 a ton. He said it was \$98.00 a ton in other words. He said it cost them \$1,043,413.00 for the year.

He said Nicholas Sanitation collected 12,670 tons at a cost of \$81.55 which was far less than what Allied Waste charged however so but because there was 2,000 more tons ... and he has heard the figure passed around that they saved hundreds of thousands of dollars ... but they actually saved \$7,737, which is a miniscule amount. He said it is a miniscule amount because if they would have just collected the average that Allied Waste had collected in years 6, 7 and 8, they should have saved \$167,000. He said they are not there and that is what concerns him. He said Mr. Shermenti made the point last night that they have had some dumping in different areas of the city and that well could be. He said he doesn't dispute that but there has always been dumping in the City. He said when he was Public Works Director, they had the same problem. He said they cleaned up several areas and knocked down garages on Will Street and they still put those in the dumpsters and that all went through the tonnage. He said they are looking at a decrease in the cost per ton but an increase in tonnage. He said they did not save too much whereas they had hopes of saving a lot more money. He said that comes out to an increase in their municipal service fee that everyone is paying now. He said his alarm is that he talked to many senior citizens who are saying that they can't afford what they are charging them now because they are on a fixed income. He said that is among other things that have gone up too. He said to him, that looks like something is definitely wrong. He said the population has decreased and they are down now to 19,180 and ten years ago they were at 24,000 plus. He said you would think that the tonnage would go down also especially with the number of homes during that time that were demolished and the families that left the area. He said the last census was 19,180. He said he doesn't understand how the tonnage would increase so dramatically when they are losing so much of a population. He said tonnage slips don't lie and they have been verified. He said each

of the scales that those trucks are put on are calibrated by the state so they are true figures and there is no denying those figures. He said the problem is where is the tonnage coming from. He said they mentioned tonight about anonymous letters and he doesn't like them himself but this triggered a reaction in him. He said they talked about this last week and it was brought up last meeting that they had this tonnage problem. He said that is why he said let's look at the figures and that is what he is doing and it is his obligation. He said it is his obligation representing the City of McKeesport and the citizens to bring out some of these things that are hurting all of them. He said they want to make sure they are getting their fair shake. He said this could perhaps be a true and accurate figure which may indicate unusual amounts of garbage being set out. He said either way an investigation is warranted to substantiate why there is a difference in tonnage in a City with a declining population. He said he therefore would like to amend the Agenda and present a motion to consider a resolution to apply the Home Rule where City Council may authorize itself under Article 6 of Section 60 to perform an investigation and inquiry as to why their tonnage has increased as much as it has. He said it says here that Council shall have power by resolution to authorize inquiries and investigation to be conducted by the entire body of any of its committees in aid of legislative powers and functions. He said therefore he presents this motion to this City Council so they can take a real good look at it and see where the problems lie. He said if it is illegal dumping, excessive dumping, or is it as allegations in the letter say, there is some slight of hand going on with the garbage trucks themselves. He said he presents that motion to them and would welcome a second on it.

MOTION: **Mr. Segina moves, seconded by Ms. Walker,**
"To amend the Agenda to include a resolution

**for an inquiry and investigation by City Council
under Article 6, Section 60 into the Garbage
Collection by Nickolich Sanitation."**

COMMENTS:

- Mayor McLaughlin said who is going to do the investigation.
- Mr. Segina said Council. He said Council does it, they are fully in charge of it. He said Council can also, if they choose, bring in an outside firm to assist in that and also subpoena witnesses. He said they can also question those witnesses and that questioning goes on record. He said it is a shame they don't have a solicitor here to really guide them through this but they will make do with it and hope they come up with a good resolution to the satisfaction of all the citizens and to the satisfaction of the budget.
- Mr. Malinchak said he would like to make a couple of statements that might help with the vote. He said there is a mystery from the year 2006 to 2011, the number of accounts started out to be 7607 and went up to 7626 while the population was going down. He said there is no explanation for that. He said that is the number of accounts, the bills they sent out. He said the second thing is that he projected how much it would cost this year based on previous data and here is the conclusion that he came up with and this is not inflation adjusted. He said actually over three years Nickolich will cost them \$464,000 more than the previous carrier for three years. He said again he is projecting for the year 2011. He said again he heard the same thing as Mr. Segina and he sees Jason out there in the audience and read this off his blog Tube City Almanac and there is a statement there that someone said that they saved \$1.5 million. He said he challenges anyone in this room to show them how they saved that much.
- Mr. Segina said that is the alarming part of it really. He said all due credit to Mr. Shermenti, he did make a good

presentation last night and it gives you food for thought too, however under the circumstances and the 2,033 ton overage that they are experiencing now, it really puts a dark picture out because Allied Waste picked up 10,300 on the average and that was three years ago. He said right now they are at 12,000 plus and that is why he thinks they should have an investigation to see exactly what is going on with this and get it straightened out.

- Mayor McLaughlin said Ray said they picked up more accounts also during that period.
- Mr. Malinchak said yes, and it is a mystery to him and he doesn't know how they picked up more accounts.
- Mayor McLaughlin said are they picking up business waste or what. He said they should have their own hauling.
- Mr. Malinchak said technically speaking they picked up 19 more accounts. He said in all fairness, to this data, just because he got this information, the second question he did not have the opportunity to ask Mr. Dougherty was if these were all active. He said that is what he does not know.
- Mr. Pittman said one piece of information that may add some clarity to that is that the ordinance officers have done an excellent job going out into the neighborhoods particularly where they have inactive accounts or accounts or accounts that were delinquent and what they have found and he thinks those who would travel and do a windshield survey would not that many of their single family dwelling dwellings are now multi-family dwellings and therefore they get to send a municipal service fee to each living unit. He said while they might have had a single family house with one bill, they may now have the same structure getting three bills. He said maybe that also accounts for more garbage because there are three families, he doesn't know.

- Mr. Malinchak said but Mr. Pittman said the additional two families did not just come out from outer space, they were there before.
- Mr. Pittman said no sir, they were single family units with one family before and that is what they found when they went through the neighborhoods. He said landlords have subdivided properties.
- Mayor McLaughlin said when Ray is going home, he should take a ride up Grandview Avenue tonight and tomorrow is garbage day and look at the 1900 block and there is one house and there are at least nine garbage cans out there.
- Mr. Malinchak said what he just heard them say is one of the reasons that Mr. Segina is saying they should look into. He said maybe that is part of the explanation.
- Mayor McLaughlin said that is fine, he doesn't have a problem with that.
- Mr. Tedesco said he doesn't think there is a problem with them looking into it because it may even vindicate the numbers actually. He said he doesn't think that people should take this as an indictment of Mr. Nickolich.
- Mr. Segina said they should keep an open mind on the sole procedure in an unbiased fashion and do a thorough investigation. He said he thinks they owe that to the citizens of McKeesport.
- Mr. Tedesco said he thinks what they have to do is that when they go to the bills is that they have to amend the Agenda first then he can make the motion.
- Mr. Segina said he made a motion to amend the Agenda.
- Mr. Tedesco said Ms. Walker seconded the other thing.

- Mr. Cherepko said they have a motion and a second to amend the Agenda. He said they have had their discussion so they can take a roll call.

RC-3 YEAS: DIGGS, SEGINA, McCALL, DELLAPENNA,
TEDESCO, CHEREPKO, WALKER 7

NAYS: NONE..... 0

- Mr. Cherepko said they will get to the Bill later. He said does he have anything else.
- Mr. Segina said does he want more.
- Mr. Cherepko said thank you Mr. Segina.
- Mr. McCall had nothing to report.
- Ms. Diggs had nothing to report.
- Mr. Cherepko said he has a few things to report. He said he does have a resignation letter from Mr. Jason Elash as Special Counsel. He said he will read the letter into the minutes:

Please be advised that it is my desire to resign my position as Special Counsel to City Council effective immediately. To avoid any periods where the City does not have legal representation available, I will be available to handle any matters that require legal attention on behalf of the City or City Council at a reduced rate of \$75.00 per hour. I thank you and the City for the opportunities you have given me over the years, but the current political atmosphere and the character of some of the current City elected officials make it an impossible environment in which to provide legal representation. The Administration's complete unwillingness to discuss the Solicitor situation with Council combined with their unwillingness to forward any legal matters to my attention make it impossible to protect the City's interests.

Again, it has been a pleasure to serve the City of McKeesport until this year and I look forward to providing any assistance the City might need in the future, once the current situation has been resolved.

If you have any questions or concerns, please do not hesitate to contact me at your convenience at (412) 670-9025.

Sincerely,

Jason Elash

- Mr. Pittman said what is the date on the letter.
- Mr. Cherepko said March 5, 2011.
- Mayor McLaughlin said why didn't he send it to the City Clerk.
- Mr. Segina said he is employed by them.
- Mayor McLaughlin said how can he resign from something he doesn't have. He said he doesn't want to get into it, but he is just asking a question. He said how can he resign from something he doesn't have.
- Mr. Cherepko said he was approved as Special Counsel, with or without a contract, he was approved to represent them as Special Counsel to represent their Council.
- Mr. Segina said it is over with.
- Mr. Cherepko said exactly.
- Mr. Segina said let's move ahead.
- Mr. Cherepko said on a positive note, Mr. Brewster and he were in contact with Mr. Scaife and they should have a \$100,000 check coming from Mr. Scaife for demolition. He said has Mr. Pittman received that check.

- Mayor McLaughlin said they already have that check.
- Mr. Cherepko said he didn't know if it was here yet. He said also in regards to last evening they had a very long discussion in regards to fireworks which went off the main focus and they hit some other areas. He said in regards to that as well, Senator Brewster has secured \$5,000 from UPMC for the fireworks at International Village so that is one less thing that they have to worry about as far as that goes. He said the last thing he has is that for those that are unaware, this weekend is the Allegheny League of Municipalities Spring Conference. He said this is a great opportunity for him along with all of the elected officials to get out and network and discuss the issues that face their City with representatives from other areas. He said the informational seminars are there to keep them up to date with the issues that they are faced not only at the local level but at the county and even at the state level. He said it is something they look forward to and take very seriously. He said he wanted to announce that in light of the current financial situation that is facing the City that they have heard about this evening, he wanted to announce that he will be fully reimbursing the City for all the cost for himself to the conference. He said there will be no cost to the City on his behalf. He said that concludes his report.

CITIZENS IN THE AUDIENCE:

Mr. Cherepko said there is quite a long list of people who wish to speak this evening, so they are going to keep each person's time to three minutes. He said he doesn't want to offend anyone but they are going to keep all comments to three minutes. He said will the first person, Art Potts, please come forward, state his name and address for the record.

- Mr. Potts said this is going to take more than three minutes.
- Mr. Cherepko said he will have to try to keep it to three minutes and then if they need to set anything up for after the meeting, they will sit down with him ... whatever he needs.
- **ART POTTS, 928 LINCOLN WAY, MCKEESPORT, PA.** Mr. Potts said his issue started over an alley which McKeesport gave access to Ms. Herron who lives on Franklin Street. He said he lives on Lincoln Way. He said it was a gentleman's agreement and the alley was closed at that time. He said the City gave her access to build a garage, put a driveway in and then the City paved to her driveway. He said he sits at the end of the alley and would like access to go about 40 feet. He said he spoke to Mike in 2009 and this is still going on. He said he spoke to Dennis last year and they said they would get back to him in a couple of days. He said his wife had to call them again this year and he was supposed to meet with Ron out there on the property and he never showed.
 - Mr. Shermenti said his name is not Ron.
 - Mr. Potts said is he from Public Works.
 - Mr. Shermenti said he is the Public Works Director.
 - Mr. Potts said he thinks he met with him once. He said he and Steve were supposed to meet out there and he keeps getting forgotten. He said he would like to get access out of there. He said they gave her access out and then now with them paving in, the water break on Franklin Street a couple of weeks back came down his driveway. He said it went down Boyle and had to go somewhere. He said he asked them to pave 25 to 30 feet to correct the water problem and he would like to have access out to make it safe for his family so they don't have to go out on Lincoln Way.

- Mayor McLaughlin said is Mr. Potts' address 928 Lincoln Way. He said he will look at the file tomorrow morning.
- Mr. Cherepko said to reiterate what he is saying it is a unique situation to be quite honest. He said it is more like the alleyways years ago and is now all grass covered. He said they did give access to the one neighbor. He said it is something they are going to have to look into whether the City ... whether to vacate the alley.
- Mr. Potts said he doesn't want it vacated.
- Mr. Pittman said they have not solved his problem yet but he does want him to know that the City Clerk and he personally have viewed it.
- Mr. Potts said he heard they were down there. He said he just ... it has been going on for so long so he figured now he has to come down here. He said he has taken a lot of days off and gone down to see Mr. Brewster but did not get a call back. He said he has done a lot of stuff but keeps getting forgotten. He said now he wants them to take care of it.
- Mayor McLaughlin said to keep him to his three minutes, he will look at it tomorrow morning.
- Mr. Potts said thank you. He said can he meet with him.
- Mayor McLaughlin said can he have his phone number.
- Mr. Pittman said he has it.
- Mayor McLaughlin said we have the number so he will call him.
- Mr. Potts said thank you.

- Mr. Shermenti said he is not sure but last year when they looked into that property, the people that he is talking about, their driveway is actually part of the alley now. He said he believes last year he and Mr. Brewster looked into that and he thinks it might have already been vacated. He said they might have to look up the records and see.
- Mayor McLaughlin said they will look it up.
- **JOHN G. BERTOTY, EXECUTIVE DIRECTOR OF BLUEROOF TECHNOLOGIES, 400 SPRING STREET, McKEESPORT, PA.** Mr. Bertoty said he just wanted to tell them quickly about some of the involvement of Blueroof with the Weed and Seed program. He said they put on a seminar called Refuse to be a Victim. He said it really answers a question what can I do to better protect myself, friends or employees from becoming victimized by a criminal. He said it first teaches how to minimize risk of victimization, second how to create a personalized safety plan and then what some of the options are for that. He said they did one seminar at McKeesport Hospital and then right after that they were approached by Weed and Seed to do something for the residents of McKeesport because that first program was only for the employees of the Hospital. He said they did a seminar at the YWCA and about 25 people attended. He said everyone who attended got a booklet, a handbook on how to adopt safer strategies and he can show that to someone who would like to look at it. He said they also gave everyone a smoke detector. He said that really lead to an additional workshop which was held at Penn State and one of the issues now is Cyber Safety – how to be safe with technology. He said they had over 45 people attend that workshop, all McKeesport residents and every one of them received not only a smoke detector which they received free from Home Depot but also a Carbon Monoxide Detector. He said they also went out and did safety inspections at anyone's house that wanted one done. He said most of

them were seniors. He said they ended up putting in about 20 new door locks, 35 first aid kits, 7 fire extinguishers, 17 sets of grab bars around toilets and in bathrooms, 55 carbon monoxide detectors and monitors and in-door scopes for doors that did not have glass in them. He said essentially they taught the people how to lead a safer lifestyle. He said this all seemed to fit very well with the mission of the Weed and Seed.

- Mayor McLaughlin said he has a question. He said all of the smoke detectors that they passed out to the people who came to the seminars, they took those detectors home but did they install them.
- Mr. Bertoty said if they had problems with installation they could contact him and they would go out and install them for them. He said the carbon monoxide detectors were a little harder so they did install them. He said most people did not ask them to install them because they were pretty simple to install.
- Mayor McLaughlin said a lot of times that happens.
- **LANI TEMPLE, 502 FIFTH AVENUE, McKEESPORT, PA.**
Ms. Temple said she is here for two reasons, one is to talk about Weed and Seed. She said she thinks what is very important for them all to understand is that when they originally got their PHFA Grant of \$1.4 million in order to renovate things here in the City of McKeesport, they were denied that money until Mr. Hyson from Weed and Seed went and talked to PHFA. She said because Mr. Hyson spoke to PHFA, then they were granted the money that they now have produced 10 new homes and renovated an older building. She said she thinks that it is important for everyone to understand the role that Weed and Seed played in the renovation of this City and the money that has come into it from PHFA. She said she also wants to talk to them about Blueprint Communities. She said Blueprint Communities has grown from five individuals to fifteen

people. She said it encompasses all of the housing corporations that are around from Weatherization through to many of the City Officials ... the Mayor, Dennis, Bethany and Senator Brewster and Debbie from MDC. She said it is a wonderful organization that is now working together in a collaborative effort in order to continue with the housing and the implementation of better development of the housing. She said it is a great organization. She said they are going to be receiving a nice grant that will be used to provide a pamphlet or booklet called "Moving Forward." She said she thinks it is important for people to understand what is in McKeesport. She said it will be given to the real estate agencies and the many other areas not only in McKeesport. She said she thinks it is very important for McKeesport to reach out to other communities so they know what is here and so people will be interested in coming into McKeesport because of the entities that are here. She said they will be selling advertisement in the pamphlet and hope that people will support this and will be moving forward. She said the other good thing is that all of the houses except for one are now finished and occupied by people who will be paying taxes. She said they have ten brand new houses built in a time when no one was building new houses. She said they are all built and they are now looking forward to working on Phase Two. She said that is a very good note.

- Mr. Segina said in essence what they are doing is selling the services they have here in the City because it is not well known to the citizens what is available to them.
- Ms. Temple said right. She said there are a lot of services that people do not know about – a lot of businesses that people do not know about. She said it is time that they show what they have here and what they can do and what they cannot do. She said she thinks it is important that people know what is in the

City and what they can look forward to when coming into McKeesport and what they can do.

- Mayor McLaughlin said he has a suggestion. He said she should find out when the next school board meeting is and go and do that presentation. He said seriously they need to know.
- Mr. Segina said Blueprint has also tossed around the fact that they should ... by showing people what is available to the citizens who are and outside the community too by having a home fair at the Palisades. He said hopefully they get something going in the early fall so they can show everybody. He said no one knows about their sidewalk program ... there is an OIC program for weatherization.
- Ms. Temple said she is sorry, she did not turn around. She said they do have people here that are on the Blueprint Community Board and Jim is sitting here because he is with McKeesport Housing Corporation, Debbie is here with McKeesport Development Corporation and John is here with Blueroof Technologies. She said they have a ton of people and everyone is involved. She said they have gone from five people to fifteen and it is just a wonderful group and it is exciting to be there because there is so much collaboration going on and so many entities that are able to help each other. She said that is how they are going to get things going ... by everyone working together ... not by working against each other.
- **SHARI HOLLAND, LATTERMANN FAMILY HEALTH CENTER, 2347 FIFTH AVENUE, MCKEESPORT, PA.** Ms. Holland said she is also here this evening to talk a little bit about their involvement with Weed and Seed. She said it has been just a wonderful opportunity. She said just to kind of piggyback on what Lani just mentioned is that one of the absolute positives of the community she believes is the

collaboration that happened. She said people work together to try to really make a difference. She said their part at Latterman with the Weed and Seed was through the Positive Action program, which they will hear a little more about from Laura. She said they did a program called Reducing the Risk, which was an evidence based program to try to attempt to work with kids to decrease teen pregnancy. She said overall it was to try to help kids make good choices. She said because kids are the future, they want them to make good choices that will positively impact the community. She said they did this at the Boys and Girls Club, Harrison and Crawford Village Rec Centers and it was a Teen Elect program at the High School. She said this program was again focusing on good choices and one of the things that she thinks was really beneficial ... she is trained as a family therapist and counselor so she can talk about these things all the time but what she did was took their young family physicians who were in training to run this program. She said when they have a family doctor who is young and a good role model for kids and they are giving the information, it really made a difference. She said the Weed and Seed has really been an important piece in benefitting this community. She said she believes that strongly about that as someone who works and lives here in McKeesport.

- **JOHN FISCANTE, PROBATION SUPERVISOR, ALLEGHENY COUNTY JUVENILE COURT C.I.S.P., 120 FIFTH AVENUE, McKEESPORT, PA.** Mr. Fiscante said he is the supervisor of the McKeesport C.I.S.P. program, the Community Intensive Supervision Program. He said he is also here for the Weed and Seed program. He said he is here to address the Seed aspect of it because he thinks the Seed aspect of the Weed and Seed was very strong. He said one of the things the kids do is that they have to do 100 hours of community service in this community because they have victimized people in the community and they have to give back to the community that they have victimized. He

said one of the ways that they do that is that they work with Weed and Seed to work on parklets that are in the area and they have some lawnmowers from the County that they use but the lawnmowers sometimes break down and Weed and Seed helped them as far as putting some grant money together to get quality lawnmowers and weed whackers. He said their kids have actually gone out in the community and done a tremendous amount of community service through the help of Weed and Seed. He said whenever they have a kid who is a delinquent, who maybe did not have a lot of pride in himself or in the City of McKeesport, and he cleans up a parklet or a ballfield, he is less apt when he leaves here to vandalize that ballfield or vandalize that parklet because he takes pride in the community that he is now helping. He said a lot of the kids ... they don't have a lot of pride in where they come from but whenever they are doing some positive things in the community they gain pride because they are starting to see adults give them a lot of respect and telling them they did a good job. He said a lot of these kids don't get that type of rapport or be able to talk back and forth with adult figures in a positive manner and the Weed and Seed has really helped as far as that is concerned. He said one of the other things that the Weed and Seed has done is that they have done a call in session which is where the Chief of Police, District Attorney, State Parole, and himself ... they actually had one in their center this last time and they have a few scheduled throughout the City of McKeesport where they speak to the kids about issues that are going on in the City of McKeesport as well as have some adult offenders who have done wrong in the community who are currently on parole right now who speak to the youth about some of the mistakes they have made and are able to identify with the kids and talk to them about where they were at one point in time and how to choose the right path in life. He said so far those have been very impactful and the kids have been very pleased with the sessions. He said they have been able to run a lot of groups in the evenings with their kids pertaining to those things. He said just a

couple of other things ... as far as community protection is concerned, they cannot really have Weed without the Seed. He said they are intertwined. He said with the saturation patrol that the police have, it keeps everyone safe. He said it keeps the young kids in the community that are being shot at safe and it helps them because they are not only weeding out the kids that are doing something negative but they are also having the kids that maybe didn't have a chance at one point in time to succeed, have a better opportunity to succeed. He said Weed and Seed is very integral as far as that is concerned. He said he meets with the Chief at those meetings on a monthly basis and he is able to tell him some issues that are involved in the community with some of their kids and some of the issues that they are going through. He said they are then able to run groups with their kids in the evening based on some of the information based off of the information he receives from the Chief. He said that collaboration process is something that they mentioned before and is invaluable. He said they really work together to help the kids in the community. He said even like the Salvation Army, he met him through Weed and Seed and the kids now are playing basketball with those kids at the Salvation Army. He said there are just a lot of things that they are able to do together. He said he just wanted to make sure that Weeding and Seeding are intertwined and that this is a tremendous program that he supports 100 percent.

- Ms. Walker said what is the recidivism rate for the kids in his program.
- Mr. Fiscante said what would she consider recidivism. He said is she talking
- Ms. Walker said do the kids in his program reoffend?
- Mr. Fiscante said some kids have reoffended and some kids have not.

- Ms. Walker said but he does not know the numbers.
- Mr. Fiscante said the exact numbers from his program, no, but there is a county-wide number that they give out as a report card every year.
- Ms. Walker said does Weed and Seed actually give them money or is this a program that they already had and Weed and Seed just kind of attached to it.
- Mr. Fiscante said Weed and Seed has given them money for lawn mowers and weed whackers....
- Ms. Walker said for lawn mowers and weed whackers....
- Mr. Fiscante said to help them out to do community service projects in the City of McKeesport.
- Ms. Walker said okay, lawn mowers and weed whackers, okay.
- Mr. Fiscante said that is correct and that is an integral part of the Seed process.
- Ms. Walker said okay, lawn mowers and weed whackers
- **LAURA BOSNAK THOMPSON, 418 EUCLID STREET, McKEESPORT, PA.** Ms. Thompson said she works at 339 Fifth Avenue in McKeesport and is here on behalf of the Weed and Seed. She said she would like to report on the money they received from Weed and Seed. She said they implemented the Positive Action program which is a reach based program which played a significant role in building accountability in citizenship for youth and teens at risk in McKeesport helping to decrease juvenile crime, substance abuse, affiliation with gangs and teen pregnancies while they continue to provide access to education, health, fitness, volunteering community service and employment opportunities. She said feedback from youth, parents and

independent evaluation indicates a majority of participants have sufficient skills, employment procurement, retention and increased developmental success. She said positive action came with six collaborating organizations including the YMCA of McKeesport, Mon Yough Community Services, McKeesport Family Center, La Rosa Boys and Girls Club, Auberle and Latterman Clinic. She said the program served over 1,500 children, ages 1 through 18 and young parents. She said she did the Positive Action program and the Family Curriculum and their focus was to build strong and effective families by engaging them through positive actions and choices and decisions that make them feel good about themselves. She said they encouraged the families and helped them to survive in an environment today which is filled with violence, drugs and crimes, etc. She said she served a total of 443 families over a period of three and a half years. She said she also sponsored three community skating parties in which 308 children attended those. She said she would like to give a report on behalf of the YMCA Dexter Hairston who wrote a support letter for Weed and Seed that they may read. She said is she running out of time. She said Dexter Hairston received \$448,577 from the Weed and Seed for the Art and Souls program throughout four years. She said the Art and Souls Program is a 21st Century reach based program in which 600 students and 92 families participated from the year 2002 to 2005 in an afterschool program conducted in the Target Area in Seventh Ward Cornell Middle School. She said the program worked with children ages 10 to 14. She said the topics included tutoring, homework, conflict resolution, street smart curriculum, social development and critical thinking. She said the other program was Teen Lead. She said this was a four phase developmental program designed for at risk youth ages 13 to 19 in the inner city. She said the program promoted physical fitness, social skills, value identification, and also prepared the teens for employment and leadership roles in their community and higher education preference programs, teen pregnancy, healthy

teen decision making curriculum which Sherry mentioned. She said the teens that participated in that program for four years were 138 students. She said that concludes her programs.

- Ms. Walker said the Weed and Seed gave the "Y" \$400,000.
- Ms. Thompson said it was \$448,577 over a four year period. She said this is her curriculum if anyone wants to look at it. She said she doesn't have any time left.
- **LIEUTENANT ART PERO, McKEESPORT POLICE DEPARTMENT, McKEESPORT, PA.** Lt. Pero said one of his responsibilities in the Police Department is law enforcement coordinator for the Weed and Seed program. He said he is going to tell them a little bit about the weeding effort tonight. He said the weeding effort requires that local law enforcement partner with the Pennsylvania State and other law enforcement personnel to form a collaborative interagency police operation and to maximize the pool of human and financial resources, ingenuity, and leadership for the most effective weeding operation possible which is saturation patrols. He said beat police and bike patrols have been utilized in the target area to promote the community policing strategies, to be a viable presence in the community and to build a relationship with the citizens of the target area. He said some of the funding that the McKeesport Police Department has used from 2002 to 2011 on saturation patrols was in excess of \$115,538, beat patrol was \$60,580 and overtime for police in 2002-2003, 2005-2006 and 2010-2011 was almost \$15,000. He said the purchase of a police car totaled \$31,000. He said they purchased a mobile police substation for \$25,000 and a security system for the jail for \$5,850. He said there was \$2,200 for computers and the Omega mapping system was \$14,000. He said McKeesport Weed and Seed has utilized the Boston Strategy Components, Operation Night Light, Operation Cease Fire,

Call In Sessions with Youth and Family Intervention and Prevention Initiatives, Bridging the Gap Programs, C.I.S.P. Program, School Resource and Police Officer Training. He said the initiative will be approached with the combined efforts that partnerships with the following members of this initiative, McKeesport Police Department Weed and Seed Law Enforcement Coordinator, McKeesport Violent Strike Force, Violent Crime Unit, Allegheny County District Attorney's Office, the District Magistrate, the McKeesport School District Resource Officers, the McKeesport School District Head of Security, Pennsylvania Adult Probation Officer, CISP Program, Juvenile Probation Officers and McKeesport Housing Security. He said some of the community initiatives founded by the Weed and Seed are the Crime Watch Program throughout the City of McKeesport, National Light Up Night, Anti-Crime Walks, Awareness Programs, Bike Rodeos, Senior Citizen Crime Safety Talks, PreSchool Day Care Safety Programs, Stranger Danger Talks at the Elementary Schools, Junior Police Academies, Adult Police Academies, CPR Classes, Senior Defense Classes, 9-1-1 Safety Programs, Community Days throughout the City and Safe Halloween Programs. He said the McKeesport Police Department 2006 got \$4,700 for the Police Vehicle light bar, decal and tires. He said in 2007 they received \$2,113 for a police radio and batteries and in 2008 they received \$4,750 for traffic speed control devices.

- Mr. Tedesco said he has a question on the mobile command unit. He said because it was purchased with Weed and Seed money, does that affect the target area where it can be used. He said can it only be used in the Weed and Seed Target Area.
- Lt. Pero said they can use it throughout the City.
- Mr. Tedesco said where is it being used right now.

- Chief Washowich said it is actually providing security on Walnut Street at the Capco Building where the boats are stored.
- Mr. Tedesco said security for the boats.
- **CAPTAIN SEAN BARTON, SALVATION ARMY, 821 WALNUT STREET, McKEESPORT, PA.** Captain Barton said he is here representing the Weed and Seed. He said they have a program that meets two nights a week in their building called Bridging the Gap which is a 16 week proven based program on life skills for teenagers primarily ages 12 through 18. He said they have anywhere from 20 to 25 kids those two nights, Tuesday and Thursday, and their Teen Center is open also on Mondays and Fridays. He said they serve about 300 kids those days. He said it is open from 6:30 p.m. to 9:00 p.m. and they provide transportation for those kids home ... so they get back to their homes and get into their homes so they are not out on the streets. He said their idea primarily with the Teen Center was to provide a safe haven for the kids to go and get them off the streets and get them in a program and help them just make some wise decisions. He said they are very happy to be part of that program.
- **DEBBIE MOLINARI, McKEESPORT DEVELOPMENT CORPORATION, 502 FIFTH AVENUE, McKEESPORT, PA.** Ms. Molinari said she works at the 502 Fifth Avenue Building and is with the McKeesport Development Corporation and they are also in partnership with the Weed and Seed program. She said she did write a little bit about it, about five pages and she will be up here an hour She said no and began to read. She said the McKeesport Business Resource Center was one of the stop locations for training, education, information and financing designed to help the entrepreneurs to start and operate their regular businesses. She said the partnership was with McKeesport Development Corporation, Goodwill Industries and also SCORE and the

initiative provided on-site business training, resource referral materials, technical assistance and also site locations for the startup businesses or the businesses that were already in operation. She said to this day, the McKeesport residents and monies from the micro loans funds have provided the startup capital for new businesses and approximately 170 people completed the program and graduated. She said 15 started new businesses here in the City and 5 also were home-based businesses. She said these programs that they did for the micro business program for which she was the instructor, ran every quarter throughout the year. She said they had about 15 to 20 people in each class and the programs ran from Monday through Friday from 10:00 to 2:00. She said that was for a three week program. She said that was their relationship with Weed and Seed.

- **RAY MALINCHAK, 600 BECKMAN DRIVE, McKEESPORT, PA.** Mr. Malinchak said he would like to speak from his location in the Controller's seat but as a private citizen. He said the subject he would like to talk about tonight is Bill #152. He said for the benefit of the audience he will just read the intent of the Resolution. He said this particular Bill says "a Resolution of the City of McKeesport, Allegheny County, Pennsylvania, awarding a one-time grant allocation for the James R. Brewster Grant Program in an amount not to exceed \$40,962.31." He said the first question he has Council President is who is going to introduce this Resolution. He said in the copy that he has here, the introduced by is blank.
 - Ms. Williams said all of the Resolutions are like that.
 - Mr. Cherepko said they are all blank and when the Resolution comes up as a Bill then someone introduces it.
 - Mr. Malinchak said whoever introduces it, he would like to ask this question to. He said whenever in the history of the City of McKeesport did they grant money to an

individual. He said he wonders about the legality of it. He said it doesn't say James R. Brewster Foundation, it says Grant Program. He said Mr. Pittman is

- Mr. Pittman said if he could address that Mr. Controller. He said he thinks that is only nomenclature and it is not to an individual and that the attachments to the Resolution demonstrate that they go to ... and please don't hold him to the number but approximately ... 25 agencies and entities none of which are James R. Brewster. He said that is only the name of the program, the umbrella name. He said it is not Mr. Brewster himself.
- Mr. Malinchak said he will go to one of the attachments to the proposed resolution, Exhibit B, and it is a letter written to Mr. Pittman on March 23, from Senator Brewster and he delineates all the entities he wishes to share in the contribution. He said in his opinion this letter alone accomplishes the mission and there is no need for a resolution to create a Grant Program. He said nothing is going to be lost if they don't have a Resolution. He said his question is that someone created this Resolution and Senator Brewster makes no mention of requesting or identifying a Resolution in his letter.
- Mr. Pittman said may he address that Mr. President. He said it would be his intention having spoken to the Auditor and having done his tertiary review and he is a neophyte with the IRS regulations that they will need, if there are 25 entities there, 25 separate contracts, none of which are to James R. Brewster, but all which each will be signed after the Resolution by the Mayor. He said the Resolution provides the authorization from this Council for distribution and the Mayor's signature will provide authorization to disburse the funds and it will be the responsibility of the Administration that would

be the Controller and the Administrator to oversee the distribution of the checks and then the verification of the receipts for the invoices that verify the expenses.

- Mr. Malinchak said he doesn't see any Resolution when they disburse funds to the trash collector or to any other entity so why do they need a Resolution to disburse funds.
- Mr. Pittman said he doesn't want to try to correct him but he thinks tonight for example there is a resolution with a firm to put lights on the Sulfur Spring field so they can light Little League fields. He said he thinks there was a resolution three years ago when they hired the garbage hauler. He said it has been their preference to go to City Council to get their concurrence for these contracts prior to the expenditure then the payments do not have to come back to the Council, they are done at their level with the Administration's oversight.
- Mayor McLaughlin said in other words it is past practice.
- Mr. Malinchak said could they actually make his contribution to these 28 or 25 entities without a Resolution.
- Mr. Pittman said it would be his opinion, and they do not have a Solicitor and he is not trying to be cute, that they could do that yes, but what they would need in that case is 25 different contracts. He said he has a particular fondness for Ms. Williams and she would be typing 25 Resolutions.
- Mr. Malinchak said he thought that was what they were going to do anyhow.
- Mr. Pittman said what he tried to do was type one Resolution and make it 25 contracts. He said they

could not use that Resolution in his opinion and have 25 Resolutions to 25 agencies. He said he thinks that would accomplish the same end.

- Mr. Malinchak said what are the two items on here for these bills on here.
- Mr. Pittman said they are using the wrong number, it is 27. He said he is sorry it is 27.
- Mr. Malinchak said what are these two invoices there that Senator Brewster included with his letter for Design Monuments that amount to \$4,700.
- Mr. Pittman said it is his understanding that verbally today that he has withdrawn that request and he suggested that he could put entities on or off the list based on what he heard from this Council and his Mayor.
- Mr. Malinchak said but this is different. He said none of the other ... is the number 28 or 27 they are talking about.
- Mr. Pittman said it is 27.
- Mr. Malinchak said none of the other 27 sent invoices so why did Design Monuments send an invoice.
- Mr. Pittman said Senator Brewster has withdrawn both of those requests. He said he understands that was done today verbally. He said he has not spoken to the Senator.
- Mr. Malinchak said he will go to the next question. He said he appreciates it that he has withdrawn them. He said what were the invoices initially intended for before they were withdrawn.
- Mr. Pittman said they have commemorated the use of RAD funds in Renzie Park both at Lake Emily and at the

Goldfish Pond for the work that was done in two different fiscal periods to restore facilities in the park.

- Mr. Malinchak said what was the product. He said was there some monument put up or what.
- Mr. Pittman said yes sir that is correct.
- Mr. Malinchak said so these are actually monuments to him that are being paid for by the City.
- Mr. Pittman said they are monuments to commemorate the project that was done while he was Mayor.
- Mr. Malinchak said the other thing here is that it says in the last paragraph that he is also including a letter that he would to be included with the checks when they are sent in the mail. He said his copy doesn't have that letter, is that letter still not available.
- Mr. Pittman said he got that letter this afternoon and it was not available when the agenda was prepared earlier by Ms. Williams. He said he did not bring it.
- Mr. Malinchak said what is the nature of the letter or didn't Mr. Pittman read it yet.
- Mr. Pittman said it basically acknowledges that the City is providing resource and a certain amount of money for a project to those agencies and that the Senator and his wife are all in favor of that distribution.
- Mr. Malinchak said to conclude this, it is his position still, which is in his letter that he wrote ... the last letter ... that Mr. Brewster is not entitled to this money. He said the money was ... the correct salary for him was \$60,000. He said they indicated to him yesterday that there was a decision made and an opinion rendered by their former City Solicitor that they would use Mr. Pittman's W-2 to make this calculation. He said he is

hoping that Mr. Pittman is going to be able to provide a copy of that opinion.

- Mr. Pittman said he asked the City Clerk to provide the correspondence and he doesn't know if Patty brought it.
- Ms. Williams said she has it.
- Mr. Pittman said it is a concurrence on the deferral that was reviewed by the Solicitor and that was the basis that he used for the calculation.
- Mr. Malinchak said does he have it here.
- Mr. Cherepko said if he may, he has a few questions himself. He said he has been sitting on this Council now for seven and a half years just about and he just doesn't understand why they have a former Mayor who arguably had money entitled to him and he takes this money and suggests they give it to 27 of their local charities. He said he just doesn't see the negative aspect in this and don't get him wrong, he has been here for seven and a half years and to be quite honest he doesn't think he has ever heard Mr. Malinchak say anything positive in seven and a half years. He said so he understands. He said so once again they are taking something negative here. He said if they look into these numbers, he has the Ordinance in front of him and basically it says that the Mayor's salary is supposed to be five percent higher than the City Administrator's salary. He said granted, when it was put into the budget, he believes the former Mayor ... and what it appears to him what he has done was he delegated maybe \$10,000 in the CD Department to maximize the CD budget. He said at the same time when he did that it took the burden of \$10,000 off the General Fund. He said the bottom line is that the salary that the City Administrator was getting was \$67,000 and five

percent of that would take the Mayor's salary to \$70,000. He said now he is not going to sit here and argue that point. He said he just finds it amazing that there are 27 local charities that they are going to see first-hand ... these are not just any old charity organizations ... but charities within the City of McKeesport and somehow they have managed to take this event and turn it into something negative. He said to be quite honest, it is getting old to him. He said it is getting old. He said as a resident of McKeesport ... forget the fact that he is a Councilman ... born and raised in this town ... he is tired of having conversations with people outside of this town that look at them like oh ... you are from McKeesport. He said they get enough negative perception outside the City and it is extremely disappointing that they have someone like himself who is an elected official who serves the community and he just doesn't understand. He said he looks at this as his job to protect this City and to hide it from negativity yet every memo that they receive from him ... he said that would maybe be an overstatement but the vast majority of the memos that he sends out to Council he also sends to the Press and to the media.

- Mr. Malinchak said is there some rule or some law out there prohibiting him from sharing it with the press.
- Mr. Cherepko said no there is no rule that prohibits that. He said he just doesn't get it. He said that even goes back further and he is not going to reiterate. He said if they go back to the Delta Report ... he had the Delta Report that this Administration took amongst themselves to issue that report and to be quite honest, he still to this day doesn't see anything in that report that they did not already know. He said yes, the expenditures exceed their revenues and until they start doing things to increase their tax base, it is going to be that way. He said he just ... take that for example ...

Ray had a Delta Report that was given to the media and given to Mr. Brewster's opponent for State Senate before he and the elected officials on Council ever had a chance to look at it themselves. He said nevertheless it said "Confidential – Rough Draft."

- Mr. Tedesco said Mr. President let's not turn this into a jump the Controller here.
- Mr. Cherepko said he is right. He said believe me Mr. Tedesco, this is something and he comes up here every month and he bites his lip
- Mr. Malinchak said let him talk, go ahead, go on.
- Mr. Cherepko said he bites his lip and doesn't say anything and he tries to stay positive with everything because that's what they need for this City and it is amazing to him
- Ms. Diggs said it has been going on too long.
- Mr. Malinchak said why isn't it on the agenda.
- Mr. Cherepko said that is just his concern. He said he has been waiting for a long time to address that and like he said it ... let's just try to stay positive. He said they had a couple of different speakers from the Weed and Seed talk about how they need to work as a community, work together to stay positive and he is not going to turn this into a political speech and he knows some of them He said he has been waiting to ask that question of him
- Mr. Malinchak said may he respond to some of his comments.
- Mr. Cherepko said yes please do.

- Mr. Malinchak said first of all Mr. Cherepko is not totally correct on the Ordinance. He said the Ordinance is very clear with respect to how to determine the ...
- Mr. Cherepko said well that is to be determined. He said well....
- Mr. Malinchak said no way is it to be determined, it is as clear as can be, it says City Administrator/Financial Director. He said what part of that doesn't he understand.
- Mr. Cherepko said he understands that very clearly Mr. Malinchak.
- Mr. Malinchak said and there isn't any Financial Director. He said therefore it defaults back to Mr. Pittman's salary at \$57,143.00. He said now the question he was asking Mr. Pittman when this started is where is the memo, because Mr. Pittman told him this last night, that former City Solicitor made an opinion that no it doesn't have to be Finance Director and City Administrator salary, it is his W-2. He said he is asking for that memo.
- Mr. Cherepko said he believes the memo that Mr. Malinchak is talking about is something they received a while back and it was not necessarily from their Solicitor but was signed by Mr. McLaughlin as President of Council and Mr. McCall as Vice President.
- Mr. Malinchak said that is exactly correct as he said in his letter. He said they absolutely have no authority to act as a team of two, they only have authority act as Council as a body. He said now see every time he tries to go by the Home Rule Charter, Mike is taking a page right out of the former Mayor's playbook. He said he accuses the person asking questions of negativity. He

said that is the first lesson ... he is doing very good and is trained very well.

- Mr. Cherepko said Mr. Malinchak can say what he wants but he has been sitting here for seven and a half years and it doesn't take an Einstein to see that 99.9% of the stuff that comes out of his mouth is negative. He said he has been waiting
- Mr. Malinchak said is any of it incorrect though?
- Mr. Cherepko said yes.
- Mr. Malinchak said well then he should prove it. He said he will battle him point on point. He said what is incorrect.
- Mr. Cherepko said Mr. Malinchak this isn't the time.
- Mayor McLaughlin said three minutes.
- Mr. Segina said Mr. Cherepko if he may add to this if he doesn't mind. He said basically he agrees with Mr. Malinchak as far as the \$60,000 and the \$57,000. He said now if the \$10,000 added to Mr. Pittman's pay, was it a raise or was it added responsibilities?
- Mr. McCall said can he answer that.
- Mr. Segina said no, he has the floor.
- Mr. McCall said he just wants to answer that for him because when they did that Darryl, he was sitting there. He said what it was, was they eliminated that position and let him wear two hats.
- Mr. Segina said what position, he is not here to argue.
- Mr. McCall said the Finance Director. He said he is not here to argue either.

- Mr. Segina said he is here to present his own view on this.
- Mr. McCall said they combined those two positions for him and that's it.
- Mr. Segina said he doesn't want to argue with anyone. He said he is only telling them that the \$10,000 is either a raise or it is added responsibility which is not concurrent with what the Administrator does. He said he is looking at it as a Councilman. He said what they have outlined in the budget itself. He said when they say well it is going to hurt 27 charities, there might be 27 other charities that are not going to get a darn thing that are bypassed on this too. He said he thinks they are setting a dangerous precedent by doing it Mike.
- Mr. Cherepko said as far as the raise situation goes, he thinks it is important to note that and Mr. Pittman can correct him if he is wrong ... Mr. Pittman has never had a raise as long as he has been here.
- Mr. Segina said right, he is at \$57,000 and that is the thing. He said each year ... and he is not here to argue ... each year they are here to pass a budget and the Mayor could have at that time passed a budget exceeding his five percent of what Mr. Pittman was doing but he chose not to. He said that Ordinance ... and Ordinance means law ... a law ... so when they go back now and say they don't get and now they want this money now as he is leaving ... well you can't do that because they are violating the law. He said the five percent should have been tacked on without any question after each time that his salary was raised so called but he doesn't think it was because he is still at \$57,000 today.
- Mr. Cherepko said he thinks the point to note is what he said prior to that was that it could have been

\$67,000 and it could have been in there, he just utilized being that there was some within Mr. Pittman's job description that he did things within the CD and the Mayor just chose to use \$10,000 out of the CD rather than on the burden of the General Fund.

- Mr. Segina said he didn't choose to take the extra money because they didn't have the money then and he will tell them the truth, and he knows it too, they don't have the money now.
- Mr. Tedesco said Mr. President, he just wants to say that he has been opposed to the buyout since the budget meeting and that is no secret.
- Mr. Segina said he got his buyout.
- Mr. Tedesco said he does not believe he was entitled to the full number and he agrees with Mr. Malinchak and the problem he is seeing
- Mr. Segina said he would like to correct Mr. Tedesco first of all. He said he did get his buyout first of all. He said his buyout included personal days, vacation days and sick days.
- Mr. Tedesco said he has been opposed to that from the beginning, he didn't say
- Mr. Segina said Mr. Brewster is entitled to that. He said he is entitled to that. He said he did not get what he wanted but
- Mr. Tedesco said he was not entitled to carryover vacation days.
- Mr. Segina said he did not get that. He said he wanted that but he did not get that.
- Mr. Tedesco said that was what was told to them.

- Mr. Segina said he got about \$16,000.
- Mr. Pittman said he only got his unused vacation for calendar year 2010.
- Mr. Segina said and netted out at \$13,000. He said that was what he should have gotten period. He said the other part, is what they are talking about now, the \$40,000.
- Mr. Tedesco said here is the thing and he understands and sympathizes with these charities as Mike does and it is a shame that it has become an issue but here they are and they had to borrow \$80,000 from their reserve fund at the end of the year last year. He said Nick said they are over budget on salt already and now they are going to get cut back on the CDBG money. He said the City is in danger of becoming a charity. He said so they do not have this money to give.
- Mr. Segina said they could ask him to donate back to the City.
- Mr. Tedesco said that would be a great thing.
- Mr. Cherepko said he thinks also to throw in there is that they actually budgeted for this amount and it was an amount that was more than this and in the end he is only taking half. He said basically they have an extra \$30,000 give or take a few dollars that they budgeted for and they are actually giving less of that number. He said they actually save money.
- Mr. Segina said actually Mr. Cherepko they left that amount in there for flexibility. He said if he was entitled to that money, they had it in the budget. He said if he was not entitled to it then the money would revert back to the City to use for another specific purpose.

- Mr. Malinchak said with all due respect to the Council President, he would like to just elaborate a little bit on his statement. He said when the initial \$83,500 was proposed, the goal was to send the former Mayor a check for that amount of money. He said if they would read his first letter, the negative letter of course, he said in the letter it would be foolish to pay \$83,000 to him and he clears \$40,000 and then \$40,000 goes over to the charities and all the agencies who have the withholdings benefit. He said therefore they could save the City \$40,000 by paying it direct. He said that was in his first letter.
- Mr. Cherepko said he remembers reading it.
- Mr. Malinchak said that was another one of the mistakes he made. He said Mr. Cherepko said all of the things he says are not true.
- Ms. Diggs said mostly all.
- Mr. Cherepko said he never said that. He said Mr. Malinchak said does he ever say anything untrue and he said yes, he didn't say all things.
- Mr. Malinchak said he said mostly then.
- Mr. Cherepko said he didn't say that, he said the negative part he said almost always.
- Mr. Malinchak said Mike, you have to be careful
- Mr. Cherepko said they are going to move on now. He said this is long enough.
- **BEATRICE LONGO, 200 WAINWRIGHT DRIVE, McKEESPORT, PA.** Ms. Longo said she is a citizen and taxpayer of this community. She said she is here to talk about the second con on this Council and the citizens of McKeesport. She said she does not believe that this Council

should pass the Resolution that would make a gift of \$41,000.00 to the James R. Brewster Grant Program until they get some legitimate legal advice on this. She said she believes it is illegal to pay these monies out to Mr. Brewster. She said she believes that he is not under the Ordinance entitled to those monies and they are giving him her money and the money of the citizens of this City. She said she has looked at the Ordinance which is 96-10 and it applied to his compensation when he was Mayor of this City. She said that compensation is clearly based on five percent above the compensation for the City Administrator's/Finance Director. She said it is not City Administrator and Finance Director. She said it is not City Administrator/Financial Director/Administrative Assistant for \$10,000 a year. She said it can only be based on what Mr. Pittman received as a City Administrator. She said that was clearly \$57,140.00 and five percent above that was approximately \$60,000 which Mr. Brewster received from this City. She said Mr. Pittman and Mr. Brewster are very financially astute. She said in fact Mayor Brewster to his credit was in the same league as Joe Bendel, one of the most financially smart Mayors this City has had and yet every year that he was Mayor, he submitted a budget to this City which had a line item for \$57,140 for the City Administrator and \$60,000 for himself. She said if he was entitled to that extra money, then he should have listed the City Administrator's income at a higher rate of \$67,140 and should have put a line item in for himself for \$70,497 and deferred the extra money to a later date. She said that should have been carried over from year to year to year. She said instead they have a travesty on this City. She said suddenly James Brewster believed that he was entitled to deferred compensation. She said how would they be treated on their job if they came back seven years later and said they didn't get paid enough and didn't receive enough pay. She said let's get it clear. She said that \$41,000 does not under that Ordinance belong to Mr. Brewster. She said it belongs to her and to the citizens of this City and she wants them to treat it in the

same way they all treat their personal income. She said she looks at how much money she has coming in and what her expenditures are and then she looks to see what she can do in terms of charitable giving. She said then she gives accordingly. She said if they feel ... although she doesn't know how ... that in their budget they have an extra \$41,000 that they want to give away, then it should be the City, the people of McKeesport who are giving it not James Brewster. She said this is a scam, a political maneuver and where are they, they are caught in the middle. She said they go to all of these charities and say they are going to be giving them this money and then if it is taken away who becomes the bad guy, not Jim Brewster. She said he sure as heck gets a lot of political currency out of giving this money that is ours in his name.

- Mr. Cherepko said if he may ask Ms. Longo and he doesn't know if she missed a part and maybe Mr. McLaughlin missed a part but there was a memo written a few years ago that they realized that he was entitled to this money and it was signed off.
- Ms. Longo said it was signed off but was it voted on by Council. She said that was when she was attending Council meetings. She said she doesn't ever remember hearing about it.
- Mr. Cherepko said he understands. He said once again ... he is not here to defend this or what not ... he is here to look at the fact of what he knows before him. He said it could have very well been \$67,000 in the budget but he decided ... he believes and it is his interpretation is that he decided to take the burden of \$10,000 off the General Fund. He said so it was just a matter of putting it in the budget that way to save \$10,000 in the General Fund being that Mr. Pittman, no matter what, whether that \$10,000 was paid out of the CD Department or not, would have still been doing the

same exact things within his job description. He said can Mr. Pittman correct him if he is wrong.

- Mr. Segina said what year was that letter written that He said it was signed by Mr. McCall and Mr. McLaughlin, which he has discussed with Mr. McLaughlin and he thought then that it said by Councilmanic action and they did not have a vote on it. He said they cannot represent the Council by saying he should be getting deferred compensation.
- Mr. Tedesco said he believes that letter was signed in December of 2009.
- Mr. Segina said they are looking at the letter of the law here Mike.
- Ms. Longo said in December of 2009. She said then she doesn't think it is valid for them to pay out this money. She said she thinks they should table this Resolution until they get themselves together to get legal counsel to give them advice. She said she thinks what they are doing is illegal. She said she thinks what they are doing is also immoral.
- Mr. Cherepko said does Mr. Pittman want to comment on that.
- Mr. Pittman said he just wants to make one comment on Ms. Longo's statement. He said he thinks he articulated earlier and maybe in the heat of the discussion it got lost in the translation, the James Brewster Grant Program could be called the Bea Longo Grant Program, could be called the XYZ Grant Program. He said it is a grant program to 25 or 27 entities in the City and the checks will be made directly to the entities. He said the contracts are signed by the current Mayor and the entities and approved by this

City Council so in that respect those dollars as such do not pass through the hands of James R. Brewster at all.

- Ms. Longo said she understands that and she understands what he was saying but he obviously did not understand what she was saying. She said this is not Jim Brewster's money, this is the City's money.
- Mr. Pittman said he agrees with her and he is saying that the City's money will be distributed if the Council so chooses to 25 or 27 entities
- Ms. Longo said that Mr. Brewster in his tower in his omnipotence
- Ms. Diggs said why don't you shut her up.
- Ms. Longo said ... has decided it will go to all of these charities.
- Mr. Cherepko said Mr. Pittman when they vote on the Ordinances and pass the budget and pass it as Ordinances, what is the number in that ordinance for him.
- Mr. Pittman said the number
- Mr. Cherepko said the number in the Ordinance not the line item.
- Mr. Pittman said the Ordinance passes a City budget of \$29 odd million only portions of that are specific as to entities and they are done by Department. He said they discussed that when they discussed the Solicitor. He said the salary for the Solicitor for example is part of a Department that included \$200,000. He said in answer to his question, the Ordinance provides a balanced budget of which the Administration includes titles such as Administrator, still includes the title of Finance Director, still includes the title of Treasurer and

all three of those hats he wore in 2004, 2005 and 2006. He said there were zero dollars designated specifically to Finance Director and Treasurer but all the functions that went with those including that of Community Development Director in 2004 and 2005 he was able to assume those at the request of the Mayor and with the approval of Council.

- Ms. Longo said but he was
- Mr. Tedesco said but if they don't use the line item budget to determine his salary, what do they use. He said he doesn't have a contract. He said they have to use the line item budget to determine his salary.
- Mr. Pittman said the line item budget is not part of the Ordinance.
- Mr. Tedesco said but in order to determine his salary they have to use the line item budget because he is not under contract so in order to determine his salary they have to use the line item budget.
- Mr. Pittman said that is correct.
- Mr. Segina said he thinks they need an amendment to the Agenda to address this Resolution. He said he would suggest instead of doing that, why don't they just put this aside and do what Ms. Longo says and try to get some opinion and let the Mayor go and solicit a legal opinion the validity of this particular resolution.
- Mayor McLaughlin said does he have to get the okay from Council to get a legal solicitor.
- Mr. Segina said they can make an amendment to the agenda or a motion to ask him to get a legal opinion. He said then they can take it from the budget under legal fees.

- Mayor McLaughlin said he has been fighting since January to get a legal opinion.
- Mr. Segina said he knows he has been.
- Mr. Tedesco said maybe they should have a lawyer look at the paper and bill the City. He said they don't have to
- Mr. Segina said that is what he is saying, he can go to anyone he wants.
- Mr. Malinchak said he thinks the Mayor can treat that as an expense to carry out his responsibilities.
- Mr. Segina said is that fair enough Mr. Cherepko.
- Mr. Cherepko said they are still in the Citizens in the Audience.

TABLED BILLS:

BILL #160: A RESOLUTION OF THE CITY OF McKEESPORT, ALLEGHENY COUNTY, PENNSYLVANIA, AUTHORIZING THE PROPER CITY OFFICERS TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF ALLEGHENY FOR THE REHABILITATION OF THE MANSFIELD BRIDGE.

Bill #160 will remain on the Table.

BILL #123: A RESOLUTION OF THE CITY OF McKEESPORT, ALLEGHENY COUNTY, PENNSYLVANIA, APPOINTING SENATE ENGINEERING COMPANY AS THE CITY'S BRIDGE INSPECTION ENGINEERS.

Bill #123 will remain on the Table.

NEW BUSINESS:

ORDINANCE #11-10 – BILL #147: AN ORDINANCE OF THE CITY OF McKEESPORT, ALLEGHENY COUNTY, PENNSYLVANIA, APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF McKEESPORT, PENNSYLVANIA.

MOTION: Mr. Tedesco moved, seconded by Mr. Dellapenna, "To adopt Bill #147."

RC-4 YEAS: DIGGS, SEGINA, McCALL, DELLAPENNA,
TEDESCO, CHEREPKO, WALKER 7
NAYS: NONE..... 0

RESOLUTION #2011-30 – BILL #148: A RESOLUTION OF THE CITY OF McKEESPORT, ALLEGHENY COUNTY, PENNSYLVANIA, APPROVING A REQUEST FROM THE REGIONAL INDUSTRIAL DEVELOPMENT CORPORATION OF SOUTHWESTERN PENNSYLVANIA AND EQUITABLE GAS COMPANY, LLC, FOR A SUBDIVISION TO DIVIDE PARCEL 4-10-1, NATIONAL WORKS PLAN #4-10 AND CONSOLIDATE PART OF PARCEL P, NATIONAL WORKS PLAN NO. 2, McKEESPORT, PENNSYLVANIA.

MOTION: Mr. Segina moved, seconded by Mr. Tedesco, "To adopt Bill #148."

COMMENTS:

- Mayor McLaughlin said before they vote on this ... the sewer line that was supposed to be tested, had already been dye tested and it was a dead line so everything is okay.

RC-5 YEAS: DIGGS, SEGINA, McCALL, DELLAPENNA,
TEDESCO, CHEREPKO, WALKER 7

NAYS: NONE..... 0

RESOLUTION #2011-31 – BILL #149: A RESOLUTION OF THE CITY OF McKEESPORT, ALLEGHENY COUNTY, PENNSYLVANIA, REJECTING ALL BIDS RECEIVED FOR FIREWORKS DISPLAY.

MOTION: Mr. Segina moved, seconded by Mr. Tedesco, "To adopt Bill #149."

RC-6 YEAS: DIGGS, SEGINA, McCALL, DELLAPENNA, TEDESCO, CHEREPKO, WALKER 7

NAYS: NONE..... 0

RESOLUTION #2011-32 – BILL #150: A RESOLUTION OF THE CITY OF McKEESPORT, ALLEGHENY COUNTY, PENNSYLVANIA, AUTHORIZING THE PROPER CITY OFFICERS TO ENTER INTO A CONTRACT WITH FERREE KENNELS FOR ANIMAL CONTROL IN THE CITY OF McKEESPORT FOR THE PERIOD BEGINNING APRIL 1, 2011 AND ENDING DECEMBER 31, 2012.

MOTION: Mr. Dellapenna moved, seconded by Ms. Walker, "To adopt Bill #150."

COMMENTS:

- Ms. Diggs said then they would get him for another year.
- Ms. Williams said it is for 21 months.
- Mr. Tedesco said he had voted against Mr. Ferree last year but during the last year they have received minimal complaints and he is now using the shots. He said that was one of the main issues with him. He said he also believes there were no other bids.
- Ms. Diggs said he was the lesser of two evils.

- | | | | |
|-------------|-------|---|---|
| RC-7 | YEAS: | DIGGS, SEGINA, McCALL, DELLAPENNA,
TEDESCO, CHEREPKO, WALKER | 7 |
| | NAYS: | NONE..... | 0 |

MOTION: Mr. Tedesco moved, seconded by Mr. Dellapenna, "To adopt Bill #151."

- Mr. Segina said he has a question on this. He said being that the isolated spot that they have this in, who is going to have control of putting the lights on and taking them off. He said do they have any idea. He said has the Mayor thought that out.
- Mayor McLaughlin said probably the managers like they did before on the other fields. He said maybe there could be a timer in the concession stand. He said does Nick have something set up on that.
- Mr. Shermenti said Park Security will make sure it is shut off every evening and the managers of the teams will turn them on.

- RC-8** YEAS: DIGGS, SEGINA, McCALL, DELLAPENNA,
TEDESCO, CHEREPKO, WALKER 7
- NAYS: NONE..... 0

- AMEND THE AGENDA:**

RC-9 YEAS: DIGGS, McCALL, DELLAPENNA, TEDESCO,
CHEREPKO, WALKER 6

NAYS: SEGINA 1

BILL #152: A RESOLUTION OF THE CITY OF McKEESPORT, ALLEGHENY COUNTY, PENNSYLVANIA, AWARDING A ONE TIME GRANT ALLOCATION FOR THE JAMES R. BREWSTER GRANT PROGRAM IN AN AMOUNT NOT TO EXCEED \$40,962.31.

MOTION: Mr. McCall moved, seconded by Mr. Segina, "To table Bill #152 until they get a legal opinion as to the validity."

RC-10 YEAS: DIGGS, SEGINA, McCALL, DELLAPENNA, TEDESCO, CHEREPKO, WALKER 7
 NAYS: NONE..... 0

RESOLUTION #2011-34 – BILL #153: A RESOLUTION OF THE CITY OF McKEESPORT, ALLEGHENY COUNTY, PENNSYLVANIA, IN SUPPORT OF McKEESPORT FAMILY CENTER AND THEIR PARTICIPATION IN THE COMMONWEALTH OF PENNSYLVANIA APPROPRIATION(S) FOR FAMILY CENTERS STATEWIDE.

MOTION: Mr. Tedesco moved, seconded by Ms. Walker, "To adopt Bill #153."

RC-11 YEAS: DIGGS, SEGINA, McCALL, DELLAPENNA, TEDESCO, CHEREPKO, WALKER 7
 NAYS: NONE..... 0

- Mr. Cherepko said now they want to put Darryl's resolution on here.
- Ms. Williams said Darryl should make a motion.
- Mr. McCall said Darryl should make a motion to do an investigation of the garbage

- Mr. Segina said an investigation of the sanitation contract inclusive of tonnage, cost
- Mr. Tedesco said is Darryl introducing that.
- Mr. Segina said yes.
- Ms. Williams said is this a motion.
- Mr. McCall said yes it is a motion.
- Ms. Williams said it is just a motion.
- Mr. Segina said no they approved the motion already, this is a Resolution.
- Ms. Williams said they don't have a resolution.
- Mr. Segina said he made a motion and they all voted on it to amend the agenda to include a Resolution to investigate this.
- Mr. Tedesco said they already amended the Agenda to include this Resolution.
- Mr. Cherepko said they made the motion earlier so now they are actually going to vote on it.
- Ms. Williams said where is the Resolution.
- Mr. Cherepko said they don't have it.
- Ms. Williams said that Darryl should state what he wants in it.
- Mr. Cherepko said since Darryl is introducing the Resolution, he should state what he wants in it.
- Mr. Segina said that Council shall form an investigation inquiry commission for the sanitation contract of the City of McKeesport. He said this is an aside. He said this includes the tonnage costs and anything else that is going on. He

said they are looking at the overall process, if they can improve themselves in tonnage or if they are making mistakes with it or they are lax in preventing dumping. He said that takes care of everything.

- Mr. Cherepko said they have a motion and a second so is there any discussion.
- Ms. Diggs said it is like the apartment buildings like Highview Gardens, she thinks that people come along in their car and throw garbage over into the dumpster constantly.
- Mr. Segina said Mrs. Diggs will be able to address that situation with the commission.

RESOLUTION #2011-35 – BILL #154: A RESOLUTION OF THE CITY OF McKEESPORT, ALLEGHENY COUNTY, PENNSYLVANIA, AUTHORIZING THE PROPER CITY OFFICERS TO CONDUCT A PERFORMANCE AUDIT OF THE NICKOLICH SANITATION CONTRACT FOR FY 9-10-11.

MOTION: **Mr. Tedesco moved, seconded by Ms. Walker, "To adopt Bill #154."**

RC-12 YEAS: DIGGS, SEGINA, McCALL, DELLAPENNA,
TEDESCO, CHEREPKO, WALKER 7

NAYS: NONE..... 0

- Mr. Pittman said would Mr. President mind if he pre-empted him for a moment. He said they rejected this fireworks tonight and they have a line item in the budget that says fireworks for whatever number of events they choose could be \$13,500. He said they heard Council President tonight announce that there will be \$5,000 forthcoming. He said he apologizes but was that event specific or was it general.

- Mr. Cherepko said that was \$5,000 from UPMC for International Village.
- Mr. Pittman said so they have \$13,500 that they can designate for any number of firework shows and they will get a letter for at least \$5,000 more that is event specific. He said if they could help ... and he has not reviewed this with the Mayor and will apologize to him now but if they could give them some guidance about how they would like this bid to be put out so they could do it one time and bring back to them whoever responds at the May Council Meeting so they can get those scheduled in time for whatever events they chose.
- Mr. Segina said the best way to do that, since he had experience with it for many years, is to get each event and say how much they have for each event and then let them put in how many rockets they have to supplement those events starting with 6 inch all the way up to 12 inch. He said then they review with who gives the best display for the money they have.
- Mayor McLaughlin said they are only talking about two events now.
- Mr. Segina said that is up to the Mayor.
- Mr. Cherepko said now that they have \$5,000 for International Village He said then why don't they get
- Mr. Pittman said are they only talking two events.
- Mayor McLaughlin said they got 5 and they are only talking about 2.
- Mr. Pittman said do they want to make International Village exactly \$5,000. He said are they with him here.
- Mr. Cherepko said last evening, they talked about at least doing International Village and the Fourth of July. He said

now that they pretty much have ... they have about \$6,000 with International Village

- Mr. Pittman said that was the low bid that they rejected.
- Mr. Cherepko said so they are in the ballpark now so why don't they put out a bid for all three.
- Mr. Pittman said help him with what Darryl is saying, how do they want to break down the \$18,500. He said they sent a letter to the Lions Club and they initially said they would bring in \$1,500 but they have not heard back from them. He said that doesn't mean they won't, it just means they have not heard from them yet. He said all they heard from is UPMC and themselves and they have \$18,500 to spend. He said they need to go back out to bid to get the bids to them before the May meeting. He said he is just asking for some guidance so they can do this once and whoever is the low bidder is the low bidder.
- Mr. Segina said he thinks that July 4 was \$10,000 which is the big event. He said now they have \$8,500 left. He said \$5,000 for International Village and \$3,500 for the Concert Series, that is what they normally did.
- Mr. Pittman said is that what they want to do.
- Mr. Tedesco said that sounds good to him.
- Mr. Pittman said \$10,000, \$5,000 and \$3,500 are the numbers.
- Mr. Segina said that normally when they do that International Village automatically kicked in another \$1,000 to make it a \$6,000 display but that is up to International Village to do that.
- Mr. Pittman said they need to know when they put the bid in the paper.

- Mr. Segina said they should just bid it like he said for \$8,500. He said if they want to change it all they do is tell them.
- Mr. Pittman said \$10,000, \$5,000 and \$3,500.
- Mr. Cherepko said just out of curiosity because they have a head start on it, what was the last one with International Village.
- Mr. Shermenti said \$13,500 He said they were at \$4,000 and then International Village kicked in \$2,000 for the 50th Anniversary.
- Mr. Pittman said they usually were at \$4,000 then for the 50th Anniversary they outdid that.
- Mr. Malinchak said how much are they shy. He said they are throwing numbers around, how much are they really shy, how much would they really like to have.
- Mr. Pittman said any distribution of \$18,500 is fine with him.
- Mr. Malinchak said \$18,500 is fine because if he found them \$13,000 in the budget would that make him more comfortable.
- Mr. Pittman said \$13,000 more.
- Mr. Malinchak said in the sheets that Mr. Pittman gave them this month, they are budgeting \$25,000 for the emergency management coordinator and he thinks this Council approved the amount of \$12,000.
- Mr. Pittman said Mr. Malinchak needs to know that the \$12,000 is salary and the \$13,000 may not be used at all or it may be used for expenses. He said they have both seen expenses heretofore for a trip to Pittsburgh that might have been \$50 or \$100.

- Mr. Malinchak said he thinks even if they take \$10,000 out of the \$13,000 they are going to have their money.
- Mr. Segina said if there is any addition to that all they have to do is call up Zambelli and say they want a little bit more fireworks. He said that is up to International Village if they decide they want to do that. He said the other two entities don't do it. He said \$10,000 puts on a beautiful display and the \$3,500 is like a punctuation mark on the Concert Series.
- Mr. Cherepko said if they do \$10,000, \$5,000 and \$3,500 they are also being ... they are getting reimbursed the \$5,000 so it will take them to the original \$13,500. He said they have their \$1,000, the \$10,000 plus the \$3,500. He said that is what they wanted anyway.
- Mr. Shermenti said one more thing they want to bring to their attention. He said two more things they want to bring to their attention. He said they upped the liability insurance to \$10 million. He said it was at one time years ago \$1 million then went to \$5 million. He said they upped the insurance to \$10 million for the City of McKeesport. He said also they had a Carnival that has been going on for years over there on Helen Richey field and the vendor would pay for the fireworks and they would come and just throw the fireworks up in the air. He said they never got an insurance certificate from them. He said they have to make sure that this is going through the City and that the City is protected on these fireworks.
- Mr. Segina said if they are put off on Helen Richey field they are in violation
- Mr. Shermenti said they were not put off on Helen Richey Field, the Carnival was at Helen Richey Field.
- Mr. Segina said he understands that but where did the fireworks come from.

- Mr. Shermenti said they came from across the street at Heatherington and they never closed the road. He said he is concerned about that.
- Mr. Segina said they are in violation. He said they won't give the City the money if something happens because they are in violation.
- Mr. Pittman said they will create a standard for these and that so they are similar. He said it will be a nice homogeneous bid. He said thank you Nick.
- Mr. Shermenti said Patty has the numbers.

CONTROLLER'S REPORT:

- Mr. Malinchak said he has a couple of things. He said would Mr. Pittman give them an update on how the leases are going with respect to the Senator's office and the Palkovitz property home.
- Mr. Pittman said on the former, they have been contacted by the General Service Administration in Harrisburg and they have asked for drawings from Mr. Shermenti and they have been communicated. He said they will come back and give them a price. He said also if they need various upgrades in order to comply with the State requirements, those would primarily be Act 504 Handicap Requirements for Accessibility into that space. He said any of the changes they need to make would be borne by themselves. He said they have not gotten back to the City saying they need any of those yet but Nick would need to give him a price. He said once they have that, the lease would be available for everyone to look at.
- Mr. Malinchak said what would be the number of feet they would be charging.

- Mr. Pittman said they will take the average square footage rental in McKeesport and that is determined by the State formula. He said he is hopeful that the fee will be around \$12.00 to \$12.50 a square foot.
- Mr. Malinchak said how many square feet.
- Mr. Pittman said in 500 Fifth Avenue there are 600 square feet and 750 square feet.
- Mr. Shermenti said the other one was 675 so about 1300.
- Mr. Pittman said the latter may be offered to Congressman Doyle if the Senator does not need all that space.
- Mr. Malinchak said will this be retroactive to the first day in.
- Mr. Pittman said he has written a letter to ask that. He said 500 Fifth Avenue is retroactive but obviously they are not in this building yet so it would be effective the date they would be able to occupy it depending on what they need to do and where for renovations.
- Mr. Segina said for 500 Fifth Avenue, what is the length of the contract for the lease.
- Mr. Pittman said it expires on December 31, 2011.
- Mr. Segina said that is a lot of work for just what they have left in the year. He said instead of a full year they are still going through all this process.
- Mr. Pittman said he would particularly in this building would like to see that run longer. He said they take benefit from having tenants. He said they have tenants in this building already with the Chamber of Commerce and the Council of Governments and tenants in the other building which include both governmental agencies like Debbie who was here as well as private entities such as attorneys.

- Mr. Malinchak said he apologizes for being negative again but when are they going to get a payment for the property they own from Palkovitz. He said he thinks it is going on about 14 months right now.
- Mr. Pittman said he will take responsibility for that. He said they brought that up at the January meeting and their 30 day Counsel at that time, Mr. Moldovan, had prepared a draft lease for that that he shared with him and there were some caveats in that lease that the Council asked for, some of which included that the tenant carry his or her own tenant insurance where in the event of a tragedy, the City had the option to build or not rebuild and that the lease was not assignable. He said he agreed with all of those things that Mr. Moldovan was putting together. He said unfortunately that was not ready in January and he was not retained in February and so he has not followed up and done that himself.
- Mr. Malinchak said so they are essentially living there without paying for anything.
- Mr. Tedesco said they paid \$5,000 for that though.
- Mr. Pittman said at this point that is correct.
- Mr. Malinchak said why couldn't anything be done last year in thirteen months. He said what went wrong there.
- Mr. Segina said if he may
- Mr. Pittman said he has to look at the date the property was officially transferred.
- Mr. Malinchak said the property was officially transferred in December of 2009.
- Mr. Segina said he doesn't want the tenant they have there to be a victim of what they have over there now. He said Mr. Rausch is living there and has been living there for 30 to

35 years if not longer. He said he has maintained that property even after Palkovitz let go of that property, he still maintains it. He said he made a suggestion that they secure a lease from him for \$1.00 a year as long as he is living and he cannot convey it to any of his relatives after he passes away because he is living there by himself. He said the lease should say that he must take care of the surrounding area as a stipulation of the lease.

- Mr. Malinchak said he has no problem with that but why haven't they done that.
- Mr. Segina said he is going to blame Mr. Pittman if he doesn't mind.
- Mr. Pittman said he will try to get that reduced to writing and present it to Mr. Rausch within the next 10 days. He said would that be alright.
- Mr. Malinchak said fine, he is concerned about the liability. He said he agrees with them and doesn't care whether it is for a penny a year or a dollar a year like Mr. Segina suggested.
- Mayor McLaughlin said he thought back in January that Mr. Rausch was supposed to get coverage.
- Mr. Pittman said he thinks he did. He said they should reduce it to writing and he will take responsibility for it.
- Mr. Malinchak said one question please. He said would Mr. Segina please educate him regarding this investigative committee he has. He said how is this committee going to proceed. He said what are the mechanics, who is going to be the chair person and are they going to have an attorney. He said is there any risk of conflict of interest.
- Mr. Segina said there is a risk of conflict and he did not want to bring it up but he would think that Mr. Cherepko would abstain from the commission so that they could gather it on

their own for obvious reasons that he doesn't want to state here in public.

- Mr. Cherepko said that should only be discussed in personnel.
- Mr. Segina said he should designate someone else to be on the commission.
- Mr. Segina said he is trying to be nice about it because Mr. Malinchak asked him a question.
- Mr. Cherepko said they will talk about that later.
- Mr. Segina said he didn't say anything else.
- Mr. Cherepko said he can be as nice as he wants. He said he is on this Council too. He said why wouldn't he have a right to see what is going on.
- Mr. Segina said does Mike want him to explain why.
- Mr. Cherepko said sure.
- Mr. Segina said he didn't want to do that.
- Mayor McLaughlin said that is a personnel issue.
- Mr. Cherepko said there are things he doesn't want to say either sometimes so feel free. He said he may come right back at that.
- Mr. Malinchak said being that there is some ... he would like to make a recommendation to Council. He said he would suggest that they go out and get an independent investigative third party to parallel the way they did it in the West Mifflin Area School District and let them do the investigation. He said that will take the burden off of everyone in this room and they are much more of an arm's length if they do the investigation.

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